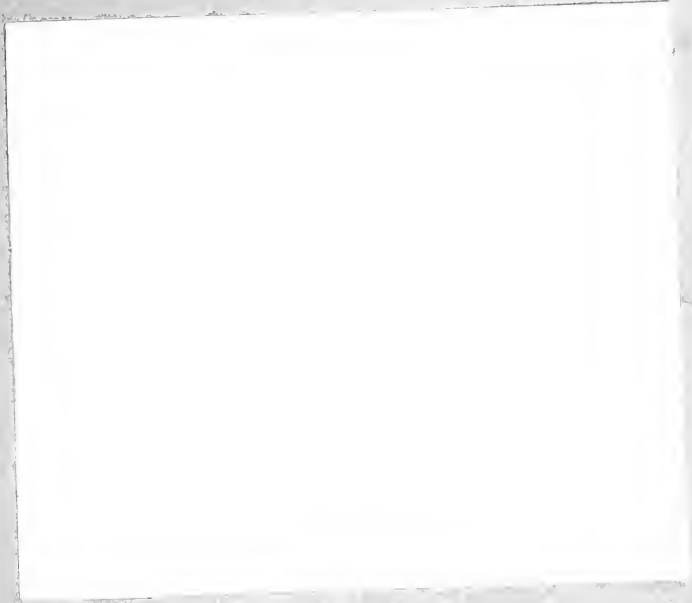


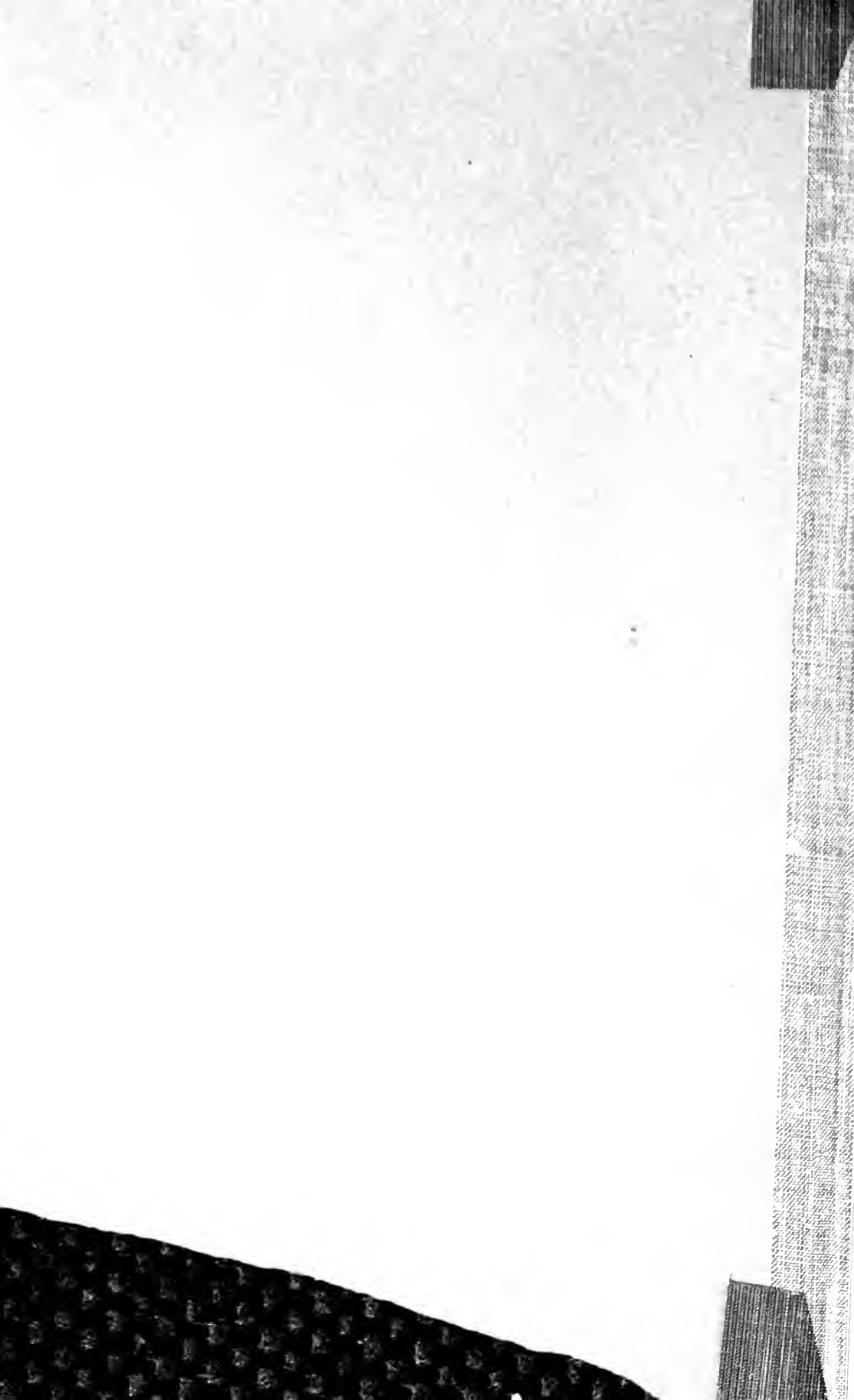
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no 65

PROTOCOL BOOK

OF

SIR ROBERT ROLLOK

1534-1552

EDITED BY

WILLIAM ANGUS

CURATOR OF HISTORICAL RECORDS, H.M. GENERAL REGISTER HOUSE

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P R E F A C E.

THE Protocol Book of Sir ROBERT ROLLOK is No. 9 of the series of Protocol Books preserved in H.M. General Register House. It is a folio volume of 102 leaves, every one of which has been unfortunately more or less damaged. Some leaves are wanting at the beginning. It is probably the notary's first book, but as he was alive in 1563¹ and probably exercising his profession, there must have been a subsequent volume which is not now extant.

Nothing has been ascertained regarding his parentage but he was no doubt a native of Perth or its vicinity, where the surname of Rollok was quite common in the sixteenth century. He was Sheriff Clerk of Perthshire² and the last chaplain of the Confraternity or Trinity Altar in the Parish Church of Perth.³

Owing to the bad state of preservation of the volume considerable difficulty has been experienced in deciphering some of the entries, and the Editor has derived considerable assistance from an abridgment prepared for office purposes by his former colleague the Rev. JOHN ANDERSON. He also desires to acknowledge his indebtedness to his colleagues Mr HENRY M. PATON and Mr C. T. M'INNES.

¹ *Reg. Mag. Sig.*, iv, No. 1524.

² *Ibid.*, No. 1083.

³ Milne's *Rental Book of King James VI Hospital, Perth*, 1891, p. 467.

PROTOCOL BOOK
OF
SIR ROBERT ROLLOK.
1534-1552.

1. Fragment of an Instrument of Sasine in favour of Alexander Lyndesay relating to a fishery of one net. Witnesses, John Ros of Cragy, Mr. Alexander M'Brek, George Moncur, John Moncur, John Ros and John Griman. 1a.
2. Instrument of Sasine (*the first portion of which is not very legible*) following upon and narrating a precept under the quarter seal of Mary, Queen of Scots (dated at St. Andrews 13th September a.r. 4, 1546) directed to the provost and bailies of Perth and to Adam Blakuod and David Ruthven, bailies of Perth in that part, for infesting William, Lord Ruthven, in a manor and hospital lying in the Spey-gait of the town of Perth, between the Water of Tay on the north and the common way (viz. the Spey-gait) which leads to the place of the Friars Minor on the west, the lands of the abbot and convent of Cupar on the south, and the lands of William Ros on the north, which the Queen, with consent of James, Earl of Arran, Lord Hammiltoun, protector and governor of the Kingdom, had granted to him for his good services to them, and of which he had been made constable and keeper by King James V.¹ Sasine given by the said Adam Blakuod on the ground of said manor on 19th September 1546. Witnesses, Mr. John Moncref of Rynd, Dionese Cavers, Nichol Ruthven (?), Laurence Ruthven (?), and William Anderson, mair (*signifero*). 1a.
3. Instrument of Sasine following upon and narrating a precept by Robert Douglas of Lochlevyn (dated at Lochlevyn 19th September 1546) directed to John Lawmond, his bailie in that part, for giving sasine to Archibald Douglas and Elizabeth Douglas, his spouse, and to the longer liver of them in conjunct fee and the heirs procreated or to be procreated between them, whom failing, to Elizabeth Boyd, the granter's mother, and her heirs and assignees, of an annual rent of 48 bolls of victual (oatmeal) from the lands of Kelour, lying in the barony of Kelour and sheriffdom of Perth, sold by the granter for a certain sum of money and to be held of him and his heirs in chief during the alienation. Sasine given by the bailie, in usual form, upon the ground of said lands on 23rd November 1546. Witnesses to the precept, Mr. Thomas Bryde, Andrew Lawsons, and Sir John Ferne, chaplain and notary public. Witnesses to the instrument, Donald Clark, John George, Donald Gorme, Patrick Smyth, Andrew Criste *alias* Vobster, Robert Wicwod, Thomas Sym and Andrew M'Robe. 2a.
4. Instrument of Resignation and Sasine narrating that William Kerane, burgess of Perth, resigned his interior (or inner) land with yard, with the usual free ish and entry to the same by the gate of the fore-land,

¹ *Reg. Mag. Sig.*, iii, No. 683.

8. Instrument of Sasine following upon a precept (dated at Perth 28th October 1546) by William, Lord Ruthven, sheriff of Perth, commanding William Andersoun and Archibald Campbell, mairs of the said sheriffdom, to give effect to a precept of Mary, Queen of Scots (dated at Edinburgh 25th [October] 1546) directed to the sheriff of Perth and his bailies, which narrates that it was found by an inquest made by them and retoured to Chancery that the late John Creichtoun of Strathurd, knight, father of John Creichtoun of Strathurd, died last vest and seised at the peace of the late King in the lands of the town of Ragortoun lying in the sheriffdom of Perth, that the said John Creichtoun is the lawful and nearest heir of his father therein and is of lawful age, and that the lands are held of the Queen in chief; and directs them to give sasine thereof to the said John Creichtoun, taking security for £180 of rents of the lands, which were in the late King's hands for half a year and in the Queen's hands for four years last bypast, and for £40 of relief.¹ Sasine given by the said Archibald Campbell to John Creichtoun in person upon the ground of said lands on 30th October 1546. Witnesses, John Creichtoun, Robert Mvry and Charles Drymmye. 5b.
9. Instrument of Sasine following upon and narrating similar precepts (of the same dates) by William, Lord Ruthven, and Queen Mary for infefting the said John Creichtoun as heir of Sir John Creichtoun of Strathurd, his father, in the lands of Balbrog and Lethame, with the mill of Lochok, lying in the sheriffdom of Perth; taking security for £80 of rents of the lands, which were in the Queen's hands for two years last bypast, and £40 of relief.² Sasine given by the said Archibald Campbell upon the ground of said lands and at said mill on 30th October 1546. Witnesses same as in No. 8 *supra*. 6a.
10. Instrument of Sasine following upon and narrating a precept under the quarter seal of Queen Mary (dated at Perth 6th June 1546) directed to John Arth, mair, sheriff of Perth in that part, for infefting John Rettray, son and heir of the late [blank] Rettray of Lechehill, his heirs and assignees, in the lands of Lechehill, with orchards and fishings on the Water of Tay, lying in the barony of [blank] and sheriffdom of Perth, which the Queen, with consent of James, Earl of Arran, protector and governor of the kingdom, had granted to him; which lands, &c., belonged to Margaret Rettray and were resigned by her into the hands of the governor at Perth as in the charter made thereupon is more fully contained. Sasine given by the said John Arth on [] 1546 to the said John Rettray, under reservation of the liferent of the said Margaret. Witnesses, Mark Rettray, Alexander Oliphant, David Rettray, James Raa and Malcolm Watsoun. 7a.
11. Instrument of Sasine following upon a precept (dated [] May 1543) by William, Lord Ruthven, sheriff of Perth, commanding William Andersoun and Archibald Campbell, mairs of the sheriffdom, to give effect to a precept of Queen Mary (dated at Edinburgh 7th May 1543), as in No. 8 *supra*, for infefting John Creichtoun, as nearest and lawful heir of Sir John Creichtoun of Strathurd, his father, in the barony of Ragortoun, with the mains, tower, fortalice and manor of Strathurd, &c., excepting the lands of the town of Ragortoun, the lands of Nethir Blalok, Gurdeischeill, Gregorstoun, Ester Keynelandis, Balbrog, Lethame, with the Mill of Lochok and the half-lands of Petlandy; the sheriff taking security for £36, 13s. 4d. of the rents of said lands and barony, which were in the hands of the late King since the term of Martinmas last bypast, and for £73. 6s. 8d. of relief due to the Queen. Sasine given by the said Archibald Campbell on 11th May 1543 upon the ground of said lands. Witnesses, William Thomeson, Robert Mvry, Alexander Creichton, Andrew Allanson, John Creichton and Andrew Henderson. 7b.

¹ Cf. *Exchequer Rolls*, xviii, p. 407.

² *Ibid.*

12. Instrument of Resignation and Sasine narrating that Alexander M Bick, son of Alexander M Bick, resigned his said land or tenement (inhabited by Alexander Moncreit) [the] part of said burgh lying on the south side of [the] street of the burgh of Perth, between the lands or tenements of Alexander M [unclear] and Alexander Febus on the [east] and west, and the [unclear] of the [unclear] and the royal highway on the south side of the burgh, with consent of James M Bick, his son and heir and of Alexander M [unclear] his spouse, two compact hats [unclear] the tenement lying on the north side of said street, between the lands of the late Robert Campion, Alexander Hawtoun and Nicola [unclear] on the east and west, and the middle of the burgh on the south and north, three booths or workshops of his said fore land, in free warrant and security of said land or tenement (inhabited by Alexander Moncreit) into the hands of James Andersoun, one of the bailies of Perth, to have to be given to the said Alexander Moncreit, his heirs and assigns, when a resignation being made, the baillie gave sasine on the 10th day 1546 to Moncreit. [The rubric is "Moncreit pistoris."] Witnesses, Robert Telfour and Alexander Barbour, sergeants, James Fyfe and John Febus. 8a.
13. Instrument of Resignation and Sasine narrating that Alison Dundas, spouse of Andrew Rind, bailies of the burgh of Perth, compeared in presence of James Andersoun, baillie of said burgh, upon the ground of the tenement after mentioned, and there, as in a court legally fenced, with consent of her said spouse, renounced her common infetment of all that land or tenement, with yard lying in said burgh on the south side of North Street, between the lands or tenements of the late John Lees and Oliver Maxtoun on the east and west, and the land or garden of the late William Patillo and the highway on the south and north, in which that her said spouse might or should have those two booths or front workshops lying in said land, and to assign the said land and yard in warrant and security thereof to Sir James Gundy, chaplain of the high altar and altar of St. Mark founded in the parish church of said burgh, his heirs and assignees, under a reversion containing £60 Scots: to be paid to the said Andrew Rind after resigned the said two booths, and the land and yard in security into the hands of said baillie, who, thereupon, gave sasine to the said Sir James Gundy, on 10th February 1546-7, upon the ground of said sergeants. Witnesses, John Ray, John Febus and John Strachan, sergeant. 8b.
14. Instrument of Resignation and Sasine narrating that Euphemia [illegible], daughter and heir of the late John [illegible], with consent of Alexander Spangne, her spouse, for a sum of money paid by Oliver Maxtoun, Burgess of Perth, and Isabella Tod, his spouse, resigned her land with yard lying on the west side of the way which goes to the church, called the Kirkgate, between the said way and the yard of Alexander Maxtoun on the east and west, and the churchyard and the land of Sir George Ireland, chaplain, the land of Andrew Bilde, and the land and yard of the late William Patillo on the south and north, into the hands of Alexander Bakwood, one of the bailies of Perth, in favour of the said Oliver and Isabella and the longer liver of them in common fee, and the heirs and their assigns or to be procreated betwix them, whom failing, to the heirs and nearest heirs and assignees of the said Oliver whomsoever, the said Euphemia, apart from her spouse, making the usual oath of feoffment. Which resignat on being made, the baillie gave sasine in witness that the said Oliver and spouse on [27th September 1546]. Patrick Adams washed instruments. Done at the chapel of the Holy Rood, in the Burgh of Tay and upon the ground of said lands. Witnesses, John Bell, Alexander Chalmer, Sir John Matthyson, rector of St. Mary, and Sir Andrew Charters, [unclear] priests, and Alexander Barbour, sergeant. 9a.

15. Instrument of Resignation and Sasine narrating that the said Oliver Maxtoun and Isabella Tod resigned the said land in favour of Patrick Maxtoun, their son, under reservation of their own liferents, into the hands of said bailie, who thereupon gave sasine to him on 27th September 1546. Witnesses, Sir John Mattheson, rector of Blair, and Sir Andrew Charteris, preists, Alexander Lovell and Alexander Barbour, sergeants.

[*Half of folio 10 blank.*]

16. Instrument of Sasine following on a precept (dated at Perth 21st October 1546, *lege* 1547) by William, Lord Ruthven, sheriff of Perth, commanding Williame Andersoun, Archibald Campbell and John Arth, mairs of the sheriffdom, to give effect to a precept of Mary, Queen of Scots (dated at Haddington 18th December a.r.5, 1546)¹ directed to the sheriff of Perth and his bailies, for infesting Robert Drummond as nearest and lawful heir of Alexander Drummond of Carnok, his father, in the third part of the barony and lands of Gorthy, one-half of the lands of Estirtoun of Uver Gorthy extending to a five merkland, the mill of Gorthy, with the sequels and multures thereof, and the advocacy and donation of the chaplainries and prebendaries of the barony, lying in the sheriffdom of Perth, under reservation to Egidia Tyre during her life of the profits and duties of said lands and one-third of the profits of the mill, and to George Gorthy of that ilk of two-thirds of the profits of the mill, with houses, barn, byre, yards, kiln, two acres of land adjoining the mill, and pasture of four cows and two horses, for his lifetime; and taking security for £13, 6s. 8d. of the rents of said lands and mill, which were in the Queen's hands from the term of Martinmas last, and for £26, 13s. 4d. of relief. Sasine given by the said Archibald Campbell on 22nd October 1546 (*lege* 1547) upon the ground of said lands. Witnesses, David, Lord Drummond, William Drummond of Balloch, Duncan M'Rudder, John Drummond, Arthur Norye, Adam Norwald, Robert Strogeiche and Patrick Bisschop. 10b.

17. Instrument of Sasine following upon and narrating a precept of sasine (dated at the monastery of Scone 5th July 1544) by Patrick [Hepburn], bishop of Moray and commendator of Scone, and the convent thereof, directed to John Petscottye, William Morisoun and Patrick Ros, bailies in that part, for infesting John Ros of Cragy and Isabella Liddell, his spouse, and the longer liver of them in conjunct fee, and the heirs male procreated or to be procreated betwixt them, whom failing, the nearest and lawful heirs male of said John whomsoever, in the lands of Cragtoun, with brewhouse, brewhouse lands and fishings thereof called the Pilgart-luche, Cammispuile and Cruke, and all other fishings in the Water of Tay belonging to the monastery between the Wod-dike of Kynnoull and the bounds of the lands of Lital Segydene in all parts within the lands of Cragtoun,² lying in the lordship and regality of Scone and sheriffdom of Perth, under reservation of the liferent of Marjory Stewart, relict of James Ros, brother of the said John; which lands pertained to the said John Ros in feu-farm and were freely resigned by him at Scone, on 4th July, into the hands of the granters for infestment as above. Sasine given by the said William Morisoun on 6th July 1544 to David Douglas, younger, attorney of the said John, and to Patrick Ros, attorney of the said Isabella. Witnesses to the precept, Mr. John Hepburn of Benestoun, Mr. Alexander Hepburn, rector of Ryne, Mr. John Retray of Beithill, Mr. Andrew Retray of Kyncarrochy, Mr. Hugh Douglas, Mr. George Moncur, and Sir Robert Rollok, chaplain and notary public. Witnesses to the instrument, John Loncardy, Robert Wilson, John Ros, Thomas Weyr, elder, Thomas Weir, younger, John M'Laran and John Arth, mair. 11a.

¹ This date is corroborated by the *Liber Responsonum* for the period. See *Exchequer Rolls*, vol. xviii, pp. 408, 409.

² Cf. No. 150 *infra*.

Isobella Davidsoun, relict of the said Finlay A., and George Hammiltoun for his interest, by payment to them of said sum and delivery of the letter of tack ; that they have acknowledged the lands to be redeemed and have renounced their right therein ; and therefore commanding sasine to be given to William, Lord C., of the lands so redeemed. Sasine given by the said William Anderson to Thomas Gurlay, attorney for Lord Creichton, on [? 10th] April 1546. Witnesses, William Kynnard, Gilbert Ireland, George Paterson and James Hyg. 14a.

21. Instrument narrating that Sir John Pipar, chaplain, by the extension of his right hand bound and obliged himself to fulfil the clauses of a certain writing, in so far as the same concerns himself, concerning the action of payment or compensation "of sevin merkis proponit be Walter Pipar and the remanent of the flescheris of Perth befor the official of Dunkelden aganis Schir Johne Pipar, servand and chaplane of thair altar callit the Visitaioun of Our Lady" : because it is found that Sir John had received £10 from the craft, for which he by contract is obliged to obtain a sufficient infetment of two merks annual to "the dekyn and craft forsaid in name of the said altar aganis James Pipar, sone and air of unquhile Johne Pipar," or else to deliver to them the old infetment of the two merks annual within year and day, now long past, and in case of failure to do so, to pay to them 20 merks immediately after the expiry of the year and day ; and because he has obtained a sentence upon two merks to himself and his successors against the said James Pipar, in St. Andrews, until he and his successors be sufficiently infet therein, and also upon 40 merks for 20 years bygone, and has obtained executorials thereon, but has not obtained the infetment to the deacon and craft conform to the contract ; therefore "it is thocht expedient, frendfully," that Sir John, betwixt now and the Nativity of St. John Baptist next to come, shall get the deacon and craft infet in name of said altar in the two merks annual and allow to them the 7 merks claimed by him of terms bypast in complete payment of the 12 merks which they promised to him yearly, and shall never trouble them for the said two merks annual until they are sufficiently infet therein, but shall allow the said two merks and accept the same in part payment of the 12 merks owing him for his fee ; and the deacon and craft shall fortify and maintain him, "safar as is in thame and as thai may lauchfullie within the burgh of Perth," in execution of letters raised or to be raised against the said James : "and becaus the said Schir Johne man persew the said James befor the Lordis of Counsale for obtenyng of the said infetment and mak expens thairupoun, thairfore, nochwithstanding the said allowance and discharge of the saidis vii merkis, the saidis dekyn and craft hes furneist and lent to the said Schir Johne sewin merkis that thai have now realie and [with] effect deliuerit to him," which he obliges himself to repay at the Nativity of St. John Baptist next to come or sooner. He grants the absolution of Walter Pipar and the said craft from all censures ; and for observing the premises, he has named Thomas Deir, Williame Fairfull, Duncane Maknair his procurators to act him in official's books of Dunkeld for payment of the 7 merks. Done in the burgh of Perth on 1st March 1546-7. Witnesses, Sir Henry Elder, notary, Walter Hutoun and Walter Smetoun. 14b.
22. Instrument narrating that John Creichtoun of Strathurd acknowledged that he had received from John Cristesoun, burgess of Perth, the following silver vessels, viz. :—"sex pece of siluer with ane couer of siluer, sex greit goblatiis of siluer without coueris, tua greit goblatiis of siluer with coueris of siluer, five siluer spwnys and ane saltfat of siluer" ; and that he bound himself to warrant and keep scatheless the said John Cristesoun at the hands of William Ruthven of Ballinden until he (Creichtoun) should give to him (Cristesoun) a sufficient obligation by William, Lord Ruthven, sheriff of Perth, to keep him scatheless of the said silver work

- at the view of the said Walter Rollok of Edinburgh. Done at Perth
the 29th April 1544. Witnesses, Sir Alexander Musche and James
Crichton. 15b.
23. Instrument of Sasine following upon and narrating a precept under the
private seal of Mary, Queen of Scots, dated at Edinburgh 19th April
1544, narrating that she had granted to John Ros of Craig two parts of
the lands of Forsoppy occupied by Walter Watone, Andrew Watone,
John A. and John C. younger, John Curie, younger, Andrew Watone
and John F. younger, within the sheriffdom of Perth, which belonged
to the city of Perth, territory of Cathgirdy and was duly appraised for
the sum of £100, merk Scots, received from him by John Ros of Craig
in full payment of the said sum, lawfully constituted (the sheriff's fee being
averred) and in default of moveable goods distrainable for
the said sum, sold to the said John Ros as aforesaid. The Queen, therefore,
gave to the sheriff of Perth and his bailies and Robert Ros and David
Douglas, as sheriffs of that part, to give sasine of Sasine given by David
Douglas upon the grounds of said land, on 14th February 1543-4. *Legi*
1544-45. Witnesses, Alexander Fyfe, James [], John Carl, elder,
Legi. 16a.
24. Instrument of Sasine following upon and narrating a precept dated at
Perth 27 March 1544-5, by John Ros of Craig narrating that he had
sold the said land of Forsoppy to William Moncreif of that ilk, and
his heirs, Stephen Anand and David Moncreif, his bailies, to give
sasine. The description of the lands is the same as above, except that
"Alexand. be." appears instead of "John F. be." Sasine given, on 12th
March 1544-5, by the said David Moncreif upon the ground of said lands.
Witnesses to the precept, David Douglas, elder, Thomas Ros, Mr.
Alexander M'Curke and Sir Robert Rollok, notary public. Witnesses
to the instrument, Alexander Fyfe, Walter Fyfe, Alexander Murray,
Alexander Moncreif and Thomas Goodall. 16b.
25. Instrument of Sasine narrating that Isobella Kynglassy, spouse of Thomas
M'Call of Perth, of her own free will, with consent of her husband
and ours present, resigned an annual rent of $2\frac{1}{2}$ bolls meal to be
paid yearly from her croft commonly called Vnthank lying near the
burgh of Perth, on the west side thereof, between the "common lone"
on the east and south, and the lands of the Carmelite Friars of Tulhulm
on the west and north, into the hands of Alexander Olyphant, one of the
burghers of Perth, in favour of Adara Blakowid, *vid.*, burghess of Perth, in
terms of a charter of alienation made thereupon; and that she, outwith
the presence of her husband, made oath that she should never revoke or
contradict the premises in time coming. Sasine given by the baillie to
Adara Blakowid upon the ground of said croft, on 4th [May 1546].
Witnesses, Robert Pulloun, sergeant, Patrick Mudosone, William
M'Call, Patrick Kynglassy and Sir John Henry. 17a.
25. Instrument narrating that Isobella Kynglassy, daughter and heir of the
said Thomas Kynglassy, burghess of Perth, acknowledged that she, with
consent of Thomas M'Call of Perth, her husband, sold to Adam
M'Call, burghess of said burgh, the annual rent above described;
and that, therefore, for delivery and payment thereof until it was
paid, she received within the burgh of Perth, and with the measure
of said burgh, between Christmas and the Purification of the Blessed
Mary, the said and oblige themselves in the strictest manner to the
said Adam M'Call for fulfilment. Further they appoint James
Richard, John M'Gorsone, Thomas Harwy, William Arthur, Andrew
Traill, James Trely, Hew Wischart, James Gundy, Patrick Ros,

presbyters, and John Rattray, as procurators to act them in the book of the official of St. Andrews principal for payment of the said annual-rent, under pain of excommunication. Done within the burgh of Perth on 4th May 1546. Witnesses, Alexander Oliphant, bailie, Robert Pullour, sergeant, Patrick Murdosone, William Merschell, Patrick Kynglassy and Sir John Henry. 17a.

27. Instrument of Sasine following upon a precept (dated at the monastery of Cupar 8th August 1541) by Donald, abbot of Cupar, and the convent thereof, directed to John Maxwell and John Mychell, bailies of Perth, their bailies in that part, narrating that they by their charter had granted in feu-farm and free burgage to their servitor, Bartholomew Makbrek, his heirs and assignees, their house or tenement with two booths (inhabited by John Cristesone and George Andersone) lying within the burgh of Perth on the north side of North Street at the Market-cross, between the lands of John Peblis and John Merschell on the west and north, and the highway and the Skinnergate on the south and east; and commanding them to give sasine accordingly. Sasine given by John Maxwell of Polgauy, bailie of Perth, on 11th August 1541, to James M^bBrek, attorney for the said Bartholomew. Witnesses to the precept, Mr. John Campbell, pensioner of the Hlis, Archibald Campbell, Patrick Campbell and William Oliphant. Witnesses to the instrument, Oliver Maxtoun, provost of Perth, Adam Ramsay, William Ramsay, William Patillo and Alexander Lindesay, burgesses thereof. 17b.
28. Instrument narrating that Alexander Gibsone, burgess of Perth, by the extension of his right hand bound and obliged himself, his heirs, executors and assignees, as cautioner for William Blyth, to pay to Gilbert Bonar, between the date hereof and the feast of St. Andrews thereafter, 40 merks Scots for 16 bolls of bear and wheat, with the charity, received by Blyth from Bonar; and that for fulfilment thereof he appointed Messrs. Thomas Harvy, John Robertsonsone, Alexander Sibbot, James Rolland, Andrew Traill and John Brown his procurators to act him in the books of the official of St. Andrews principal to observe the premises under pain of excommunication. Done within the burgh of Perth on 22nd May 1547. Witnesses, Andrew Trumpat, Archibald Bonar, Robert Salmond and Lawrence Clow. 18a.
29. Instrument narrating an agreement made at Perth, on 20th January 1546-7, between Patrick [Hepburn], bishop of Murray and commendator of Scone, and the convent thereof, on the one part, and Johne Ros of Cragy for himself and Thomas Ros, his son and apparent heir, and Marjory Stewart, relict of the late James Ros of Cragtoun, on the other part, regarding (1) the sum of £151, 8s. due by the said John and Thomas for the teind sheaves and teind fish of Kynfawnis and templeland and mill of Kynfawnis for the years 1540-45, and (2) the sum of £166, 13s. 8d. due by James Ros and Marjory Stewart, his relict, for the lands of Cragtoun with the fishings for the years preceding the date hereof, extending altogether to £318, 6s. 8d. (*sic*); which sum the said John Ros, as principal for the sum of £151, 8s., and also as cautioner for Marjory Stewart for the sum of £166, 13s. 8d., and Thomas Blair of Balthiok, James Ros of Ochtingevin and Robert Barclay, fiar of Strowy, as cautioners for both debtors, bound and obliged themselves to pay to the first parties by four instalments of £79, 11s. 8d. at the terms of Martinmas 1547, Whitsunday 1548, Martinmas 1548 and Whitsunday 1549. The second parties appointed Messrs. Hew Ryg, George Strang, Patrik Ireland, Johne Abircrumby, Patrik Scott, Thomas Strang, Andro Strang and Williame Arthour as procurators to act them in the books of Council and Session and the books of the official of St. Andrews principal for payment of the above sums. Done in the bishop's lodging in Perth on 20th January 1546-7. Witnesses, Patrick Ogiluy of Inchmertyne, John

protocol book, produced in court, should be extracted and copied by the notary, which the sheriff (a public edict preceding and lawfully proclaimed at the market cross and affixed thereto, and to the gate of the tolbooth of said burgh on certain days, parties having interest being warned and cited by public proclamation) ordained to be done; of which protocols the first (dated 13th May 1540) states that David Lyndsay, tutor of Auelik, Rannald Withand in Montago, and Robert Crage there, have appointed Messrs. James Rolland, James Robertstone, James Spens and Thomas Harvy their procurators to act them in the books of the official of St. Andrews to pay to William Blair the price of "ane chaldre of bair, as the feu gais," and 24 merks 16d. at the term of "Adermes" next, together with the expense of the acting and letters if they fail at the said day; and the second (dated 30th June 1540) states that the said David Lyndsay appointed the first three procurators to act them (*sic*) in the books of the official of St. Andrews principal to pay to William Blair in Carnebady the sum of 4 merks, lent silver, and the price of four bolls bear "to the feu" between this and Martinmas next, and that James Colt was to be acted for the said sum and price as soon as he consented thereto: Which protocols, so read, published and explained to the bystanders by the notary, the said sheriff, upon the sworn testimony of trustworthy persons and by similar handwriting shown which clearly proved that the two protocols and the whole book was and is of the proper handwriting of the late Sir Thomas Walcar, decreed to be extracted and copied by the notary and to be transumed and published in the form of an instrument, to which in judgment and without as much faith may be given as if it had been set forth and published in an authentic form by Sir Thomas Walcar in his lifetime. Done in the said Tolbooth on 8th May 1545. Witnesses to the first protocol, Oliver Maxtoun, provost, and Sir Walter Colyne. Witnesses to the second protocol, Archibald Johnesone and John Donaldsone. Witnesses to the instrument, Mr. Laurence Oliphant, vicar of Foulis, Sir Valter Ramsay and Sir William Blaky, chaplains and notaries public, and David Blinseill. 21a.

34. Instrument narrating that on 24th February 1535-6 John Brusone, one of the bailies of Perth, by the resignation of Sir Thomas Coling, chaplain, of his whole waste-land with garden lying on the north side of South Street of the burgh of Perth, between the garden and church of St. Mary of Laureto on the west side, and the land of William Andersone on the east side, delivered sasine of the same to John Burnet; and that by his resignation of the fee of said land, the baile delivered sasine of the fee to George Burnet, son of said John, personally accepting. John Burnet asked instrument on behalf of his brother George on 3rd June 1545. Witnesses to the sasine of 1535, George Hendersone, William Duncan, Thomas Wobster, Duncan Craunmy and Christian Gask, sergeant. Witnesses to the instrument, Mr. Alexander M'Brek, Alexander Blair and Robert Alexander. 21b.
35. Instrument narrating that Mr. Walter Allansoun, principal chaplain of the church of the Blessed Virgin Mary of Loreto situated within the burgh of Perth, with consent of the prior and convent of the monastery of Inchaffray (*Insule Missarum*), patrons of said church (as appeared by a charter of feu-farm made in due form with the seal and signature (*cyrographo*) of the said Mr. Walter, and sealed and corroborated by the common seal of said prior and convent and their subscriptions), resigned that back-land with garden and dovecote belonging to said church, lying on the north side of South Street of said burgh, between the land of the prior and convent of the Carthusians on the west, the garden of the tenement of George Burnat on the east, the fore-land of said back-land on the south, and the ends (*caudis*) of the gardens of David Donaldsoun, William Burrocht and George Johnesone on the

north, into the hands of Alexander Blair, one of the baillies of said burgh, to be given to John Fisher, merchant, burghess of Perth, and Christian Kynd, his squire, and the longer lye of them and the heirs procreant, or to be procreant betwix them, whom failing, to the lawful and nearest heirs of said John, whomsoever and his assignees, in fee farm and baggage, for payment of 40 shillings Scots to Mr. Walter and his successors, perpetual chaplains of said church, and of uther 40 shillings to the abbot or prior and convent of the said monastery of Inchtully and their successors in terms of the charter granted therupon. When resignation being made, the baillie gave same and possession of the said baillie, and to the said John and Christian in usual form. Done upon the 10th of October and on 21st May 1547. Witnesses, Patrick Keay, Duncan Currier, Charles Do and Christian Gask, sergeants. 22a.

35. Instrument narrating that John Greich, residing in Leith, acknowledged that he send and directed his servant Alexander Brown with certain money to Andrew Robeson, burghess of the burgh of Perth, to buy twenty four stone of malt, twenty shekar of hydys and half ane chaldar of malt,^o which said commodities and mair he acknowledged to have received by his servant, and bound himself to pay to Robeson the rest of the money advanced by him, over and above the money sent to buy the goods, after audit and reckoning between them. Done in the lodging of Patrick Conyngne within the burgh of Perth on 16th September 1544. Witnesses, Patrick Conyngne, Christopher Gask, Malcolm Gask and David Symervall, burghess of Edinburgh. 22b.
37. Instrument narrating that Archibald McLaughane of Dowartt, by the expresson of his right heid, obliged himself to deliver free in Dunmyre to Mr. Neil Campbell, parson of Kilmoryne, forty bolls meal, good and sufficient, Glasgow measure, between the date hereof and "Pasche" next to come, for which he acknowledged himself to have received from Mr. Neil 45 merks benevoland in complete payment thereof. He further bound himself, if Mr. Neil should happen to send his servants to the meal, and it should not be delivered to them betwixt the dates named, to refund the expenses that Mr. Neil should incur for receipt of the same, and if Mr. Neil was not paid the forty bolls meal at the said term, to pay "the dearest price for ilk boll off the said meill, as dearest is sold with in the realme of Scotland," until the complete payment of the same, together with expenses. He also appointed Masters and Sirs Neil Widdarspine, David Gibson, Martyne Reid and David Dwne as his procurators to act him in the books of the official of Glasgow. Done within the burgh of Perth on 20th January 1547-8. Witnesses, Archibald Campbell of Clachane, Mr. Gavin Boyll, prebendary of Abernethy, Sir Malcolm Stevinsoun, vicar of Lus, and Gilbert Makneth of Dalongard. 23a.
38. Instrument narrating that Adam Ramsay, burghess of Perth, confessed that he received a letter of tack from Sir John Campbell made to Ewin Alanesone (Cameron of Lochell) of his parsonage of Kilmalze for the space of five years, at a yearly payment of 40 merks; and that on account of the said Ewin failing to get caution in Perth for payment of said tack, Adam bound himself, should Ewin fail in payment for eight years after a certain term, to make payment to Sir John and to deliver him the letter of tack, upon that term the samyn happinis to be done,^o Ewin notwithstanding at the same should be of no force, failing payment. Done within the burgh of Perth on 15th March 1541-2. Witnesses, Archibald Campbell, John Donyng, James Donyng and Nicol Stregath. 23b.
39. Instrument of same following upon a precept under the quarter seal of Mary, Queen of Scots (dated at Edinburgh 6th January 1544-5) directed to the sheriff of Perth and his baillies and to Ninian Guthry of Kyngany

as sheriff of Perth in that part, narrating that the Queen, with consent of James, Earl of Arran, protector and governor of the kingdom, had given and granted (1) to William Moncreif, son and heir-apparent of William Moncreif of Tibermello, and Isobella Moncreif, his future spouse, and to the longer liver of them in conjunct fee, their heirs and assignees, one-half of the lands of Tybermello with the whole place and woods thereof, lying in the lordship of Methuen and sheriffdom of Perth, and (2) to the said William Moncreif, younger, his heirs and assignees, the other half thereof; which one-half of the lands first above conveyed belonged to William Moncreif of that ilk, and the other half thereof to the said William Moncreif of Tibermello, elder, and Jonet Grahame, his spouse, in conjunct fee, and were resigned by them at Edinburgh: The Queen therefore commanded the said sheriff to give sasine to the said William Moncreif of Tibermello, younger, and Isabella Moncreif, his spouse, under reservation of the liferent of William Moncreif of Tibermello, elder, and spouse in the second half of the lands above conveyed. Sasine given at the principal place of Tybermello, on 30th [? January] 1544-5, by the said Ninian Guthry. Witnesses, John Wolf, Archibald Moncreif of Estir Moncreif, Sir Thomas Oliuer, John Bonar, John Arth and Archibald Campbell, mairs. 24a.

40. Instrument of Sasine proceeding upon a precept (dated at Perth 8th September 1545) by William, Lord Ruthven, sheriff of Perth, commanding Johne Watson and Robert Watson, mairs of said sheriffdom, to give effect to a precept of chancery of Mary, Queen of Scots (dated at Edinburgh 16th June a.r. 3 [1545]) directed to him, narrating that by an inquest made and retoured to Chancery it was found that the late William, Earl of Menteith, father of John Grahame, died last vest and seised in one-half of the 24 merkland of Lany, with the one-half of the grain-mill thereof, lying in the stewartry of Stratherne and sheriffdom of Perth, and in one-half of the 10 merkland of Petquhonerty lying in the said sheriffdom, with tenants, tenandries, and services of free tenants of the same; that the said John G. is nearest and lawful heir to his father in the said lands; that he is of lawful age, and that the lands are held of the Queen in chief: The Queen therefore directed the sheriff to give sasine, taking security for [sworn away] rents of the one-half of the lands and mill of Lany, which were in her hands for the space of one year and one term last past, and for £32 of relief for the same, and also for £20 of rent of the said one-half lands of Petquhonerty, which were in her hands for the same space, and for £13, 6s. 8d. of relief. Sasine given by the said Johne Watson, upon the ground of the lands of Lany, to John M'Gilroy, attorney for John Grahame, on 9th September 1545. Witnesses, John Drummond, Patrick Lany, John M'Gillespe and Mr. Patrick Wrycht, notary public. 24b.

41. Instrument of Sasine proceeding on a precept (dated at Perth 12th June 1546) by William, Lord Ruthven, sheriff of Perth, commanding John Watsoun and Robert Watsoun, mairs of the sheriffdom, to give effect to a precept from the chancery of Mary, Queen of Scots (dated at Edinburgh 27th May a.r. 4 [1546]), narrating that it was found by an inquest that the late Alexander Gardin of Durlatheris, father of George Gardin, died last vest and seised as of fee, at the Queen's peace, in one-sixth part of the lands and barony of Innermetht lying in the sheriffdom of Perth; that the said George is the nearest and lawful heir of his father in said lands, that he is of lawful age, and that the lands are held of the Queen in chief: She therefore directed the sheriff of Perth and his bailies to give sasine, taking security for £13, 6s. 8d. of the rents of said lands for two terms last past and for £13, 6s. 8d. of relief. Sasine given by the said John Watsoun, on 12th June 1546, at the manor of Innermeth, to James Cruikischank, attorney for the said George Gardin. Witnesses, Humphrey Rollok in Fyndony, John Symmer, William Ewiesone, John Sandris and Mathew Ewnesoune. 25b.

between that term and Martinmas 1549, and 18 bolls between the last term and Martinmas 1550; and that they acknowledged themselves paid beforehand by the said Vmfra. They also appoint procurators as above. Same place, date and witnesses as in the preceding instrument. 28a.

46. Instrument narrating that in a chief court of the sherriffdom of Perth, held in the Tolbooth of Perth by William, Lord Ruthven, there personally compeared Peter Hay of Meginche, who petitioned the sheriff to decern that a protocol, made by the late Sir David Clerk, chaplain and notary public, in his book of protocols, judicially presented and produced, in his own handwriting, should be extracted and copied by the notary, which the sheriff (a public edict preceding, lawfully proclaimed, and affixed at the market cross and gate of the tolbooth of said burgh on certain days, parties having interest being warned and cited, and the laws and solemnities requisite in such cases being observed in all points) ordained to be done; which protocol narrates an instrument of sasine following on a precept (dated at Perth 26th May 1547) by William, Lord Ruthven, sheriff-principal of Perth, commanding Williame Andersoun, Johnne Arth and Archibald Campbell, mairs of the sherriffdom, to give effect to a precept from the chancery of Mary, Queen of Scots (dated at Edinburgh 24th May 1547) setting forth that by an inquest it was found that David Andersoune, father of David Andersoune, died last vest and seised, at the faith and peace of the late king, in five oxgangs of the lands of Inchcwnen (occupied by Peter Hay) lying in the barony of Errole and sherriffdom of Perth; that the said David is lawful and nearest heir of his father in the said lands; that he is of lawful age; and that the lands are held in chief of the Queen, who, therefore, directed the sheriff of Perth and his bailies to give sasine, taking security for £239, 15s. for rents of the lands, which were in the hands of the late King and of the Queen for 17 years and one term (viz. :- in the hands of the late King for thirteen years by reason of ward, and in the Queen's hands for four years by reason of ward and for one term, sasine not recovered), and for £13, 14s. of relief: Sasine given by the said Williame Andersoun on the grounds of Inchcwnen on 28th May 1547: Which protocol being read and explained by the notary to the bystanders, the said sheriff, upon the sworn testimony of trustworthy persons examined thereupon, and because it was clearly found by similar handwriting shown in various writs that the said protocol, and also the whole book, was and is in the proper handwriting of the said Sir David Clerk, decerned the protocol to be extracted and copied from the book and by the notary to be transumed and published in the form of a public instrument, to which, in judgment and without, everywhere, as much faith may be given as if the instrument had been set forth and published in authentic form by Sir David Clerk during his life. Done on 10th [] 1548 (?) Witnesses to the sasine, Walter Cok, Robert Chalmer and John Rodem, tenant. Witnesses to the instrument, Mr. Alexander M'Brek of Cangnour, Mr. George Blair, Mr. Peter Hay, son of Peter Hay of Meginche, Mr. Edmund Hay and Mr. Walter Smeton, notary public. 29a.

47. Instrument of Sasine following upon a precept under the quarter seal of Mary, Queen of Scots (dated at Edinburgh 29th¹ February a.r. 5 [1546-7]), narrating that she had granted to Alexander Lindsay, burges of Perth, an annual-rent of 20 shillings to be uplifted yearly from the lands of Margaret Cok, lying outside the Castel-gaul Port of the said burgh; which lands belonged to John Charteris of Cuthilgurdy heritably, and were duly appraised for £20 in part payment of the sum of £1210, 13s. 8d. due to Lindsay (the sheriff's fee being allowed and computed in the same) and, in default of moveable goods distrainable for said sum,

¹ *Legs* 19th (*Reg. Mag. Sig.*, iv, No. 69; No. 51 *infra*).

were, according to act of parliament, sold and assigned to him, as more fully contained in the Queen's charter thereupon. She therefore directs the provost and baillies of Perth to give sasine accordingly. Sasine given by Nicholas Ruthven, one of the baillies of Perth, upon the lands on 1st April 1547. Witnesses, Mr. Alexander M'Brick, James Makbrek, baillie, Stephen Annand, John Bateman *jure* Walsay, Patrick Ruthven and Alexander Barbon, sergeants. 30b.

48. Instrument of Sasine following on a precept under the quarter seal of Mary, Queen of Scots (dated at Edinburgh 19th February a.r. 5 [1546-7]), narrating that she had granted to Thomas Fleming, burghess of Perth, (1) the garden above the "Furret brig" lying west from said burgh, contiguous to the lands of John Paterson of Claypotts, and (2) an annual rent of 24 shillings to be uplifted yearly from the lands of George Anderson outside the Catelegavill brig of said burgh; which garden and annual rent belonged to John Charteris of Cuthilgundy, and were duly appraised for 260 merks and 274 Scots, and, in default of moveable goods distrainable for said sum, were sold and assigned to the said Thomas Fleming, as more fully contained in the Queen's charter¹ thereupon: She, therefore, directs the provost and baillies of Perth to give sasine accordingly. Sasine given by Nicholas Ruthven, one of the baillies of Perth, on [1st April] 1547, upon the ground of said subjects. Witnesses same as in preceding writ. 31a.
49. Instrument narrating that Alexander Lindsay, burghess of Perth, resigned an annual rent of 20 shillings furth of the lands of Margaret Cok (No. 47 *supra*) into the hands of Nicolas Ruthven, one of the baillies of Perth, for sasine to be given to himself and Janet Bunche, his spouse, and the longer liver of them in conjunct fee, and to the heirs lawfully procreated or to be procreated betwixt them, whom failing, to his lawful and nearest heirs or assignees. Sasine given by the baillie, on 1st April 1547, upon the ground of said lands. Witnesses same as in No. 47 *supra*. 31b.
50. Instrument narrating that Thomas Flemyng, burghess of Perth, resigned the garden and annual rent above described (No. 48 *supra*), into the hands of Nicholas Ruthven, baillie of Perth, for sasine to be given to himself and Margaret Forester, his spouse, and the longer liver of them in conjunct fee, and to the heirs lawfully procreated or to be procreated betwixt them, whom failing, to his lawful and nearest heirs or assignees. Sasine given by the baillie on 1st April 1547 upon the ground of said subjects. Witnesses the same as in No. 47 *supra*. 31b.
51. Instrument of Sasine following on a precept under the quarter seal of Mary, Queen of Scots (dated at Edinburgh 19th February a.r. 5 [1546-7]), narrating that she had granted to Alexander Lindesay, burghess of Perth, the super omnes of the shadow half of the lands and barony of Cangnor and one-half of the mill and loch thereof [lying in the shire of Stirling], which belonged to Thomas Charteris of Kinfauns and were appraised for 750 merks due by him to the said Alexander, to whom they were sold and assigned conform to the Queen's charter thereupon:² She therefore directed the sheriff of Striviling and his bailies and Thomas MacCalpy, one of the sergeants of the sheriffdom of Striviling, to give sasine accordingly. Sasine given on the ground of the shadow half of the lands of Half-quarter, Lissyd-quarter, Myddill-quarter, Crag-quarter, Bukysyde-quarter, Little Cangnor, the one-half of the mill and loch thereof called Loch Cyster, and at the said mill on the loch of the same, on 4th April 1547, by the said Thomas MacCalpy. Witnesses, Andrew Diksoun, John Brown, John Patersoun, Richard Richartsoun, John Richartsoun, John Johnson and Robert Neilsoun. 32a.

¹ See *Reg. Maj. Sig.*, iv, No. 71.

² *Ibid.*, No. 69.

52. Instrument of Sasine following on a precept under the quarter seal of Mary Queen of Scots (dated at Edinburgh 19th February a.r. 5 [1546-7]) directed to the sheriffs of Perth and Striviling and their bailies, the provost and bailies of Perth, and to Stephen Annand and Thomas Makcalpy, one of the sergeants of the sheriffdom of Striviling, for infesting Mr. Alexander M'Brek in the superiority and reversion of the lands of Ghoktoun, a fishing of one net of Torsoppy upon the Water of Tay, the superiorities and reversions of the sunny half of the lands and barony of Cangnor and one-half of the mill and loch thereof, lying in the sheriffdoms of Perth and Stirling respectively, and in lands within the burgh of Perth belonging to John Kerse, son and heir of the late John Kerse of said burgh; which lands and others pertain to Thomas Charteris of Kinfaunis, John Charteris of Cuthilgurdy and the said John Kerse and were duly apprised for the sum named in the Queen's charter¹ to the said Mr. Alexander, and in default of moveable goods sold and assigned to him. Sasine given by the said Stephen Annand of the fishing of one net of Torsoppy on the Water of Tay, by delivery of water, coble, net and cord, on the ground and shore of said fishing where the net is drawn, on 28th March 1547. Witnesses, John Furde, John Adamsoun, John Finlasoun, Bartholomew M'Brek and Walter Smetoun, notary public. 33a.
53. Instrument of Sasine following upon the preceding precept, narrating that in terms thereof Nicholas Ruthven, one of the bailies of Perth, passed to the lands lying in the burgh of Perth belonging to the said John Kerse, between the lands of the late William Monypenny, John Peblis, Oliver Maxtoun and Andrew Rynde, and there gave sasine thereof to the said Mr. Alexander M'Brek. Done on the ground of said lands on 1st April 1547. Witnesses, Alexander Lindesay, Thomas Flenyng, Laurence Ruthven, Constantine Fergusson, burgesses of Perth, Stephen Annand, Alexander Barbour, sergent, and Sir Henry Eldar, notary public. 33b.
54. Instrument of Sasine following on a precept of sasine (dated at Scone 27th March 1547) by Patrick [Hepburn], bishop of Moray and perpetual commendator of the monastery of Scone, and the convent thereof, directed to Alexander Bunche, elder, bailie in that part, for infesting Mr. Alexander Makbrek in lands lying within the burgh of Perth west from the "Turret-brige" thereof, between the lands of the late William Monypenny, John [Peblis], Oliver Maxtoun, Andrew Rynde, William Trippis and the late Robert Andersoun on the east, west, south and north; which lands formerly belonged to John Kerse and were apprised by Archibald Hoge, messenger, for certain sums of money due to the said Mr. Alexander, to whom they were sold and assigned conform to the process of apprising led thereupon.¹ Sasine given by the said Alexander Bunche, on 1st April 1547, upon the ground of said lands. Witnesses, Donald Mychell, James Gibsone, William Eduart and Stephen Annand. 34b.
55. Instrument of Sasine in favour of Mr. Alexander M'Brek following on the precept of sasine No. 52 *supra*. Sasine given by Thomas M'Calpy, one of the sergeants of the sheriffdom of Stirling, on 4th April 1547, of the superiorities and reversions of the sunny half of the lands and barony of Cangnor and one-half of the mill and loch thereof, upon the sunny half of the lands of Hall-quarter, Lussyde-quarter, Myddill-quarter, Crage-quarter, Bukysyde-quarter, Litill Cangnor, one-half of the mill and loch called Loch Cowter, and at the mill and loch. Witnesses, John Diksoun, John Broun, John Patersoun, Richard Richertsoun, John Richertsoun, John Johnsoun, John Layn and Robert Neilsoun. 35a.
56. Instrument of Sasine in favour of Mr. Alexander M'Brek following upon the precept of sasine No. 52 *supra*. Sasine given by William Andersoun,

¹ *Reg. Mag. Sig.*, iv, No. 70.

56. Instrument narrating that Janet, wife of Patrick Orkney, com-
punct fee of the land of the burgess of Perth, to John
Maxtoun, burgess of the said burgh, by Alexander, on 17th April 1547, of the
land of the burgess of the late Oliver Maxtoun, on the ground of said
Alexander, with the consent of Alexander Blair, John Wilson, and
Andrew Maxwell. Witnesses same as in preceding writ. 35b.
57. Instrument narrating that Janet Dundas, wife of Patrick Orkney, com-
punct fee of the land of the burgess of Perth, and of the land of the burgess of Perth, by Nicholas Ruthven, one of
the baillies of Perth, and there, of her own free will, renounced and
resigned into the hands of that said land or tenement with garden, lying on
the east side of the Watergate, between the Water of Tay and the public
street, to the east and west, and the common yemmer and the land of
Oliver Maxtoun, burgess of said burgh, on the south and north; and
that she took oath, with the presence of her husband, that she was
not compunct, and consented to grant the same, and that she would not
revoke her ratification. Hereupon the said Patrick ratified and approved
what was done by his spouse, and immediately thereafter, for a certain
sasine, resigned the said land or tenement to the said Oliver Maxtoun,
and resigned the sasine into the hands of said baillie for sasine to
be given to him. Sasine given by the baillie on 12th May 1548 upon
the ground of said lands. Witnesses, Sir Patrick Murray, canon of
Inchmarney, Sir Andrew Henry, John Arth, John Blak, David Holland
and John Dale, David, William Anderson, man of *signatura*, Laurence
Ruthven and Patrick Ruthven, serjeant. 36b.
58. Instrument narrating that the said Janet Dundas appeared personally in
the above court and renounced her compunct fee of that inner land with
yemmer, lying in the burgh of Perth, on the north side of the [Watergate],
between the land of John Mycholl on the west, the land of Oliver
Maxtoun, burgess of Perth, on the east, the fore land of the late John
Dundas on the south, and the common walls of said burgh on the
north, which land her husband, Patrick Orkney, sold to the said
Oliver Maxtoun, and resigned it into the hands of Nicholas Ruthven,
one of the baillies of Perth, in his favour. Sasine given by the baillie
on 12th May 1548. Witnesses same as in preceding writ. 37a.
59. Instrument narrating that Janet Dundas appeared personally in the
above court and renounced her compunct fee of that booth on the ground
of the burgess of John Pebbles, lying on the north side of the North
street of Perth, near the market cross of the burgh, between the land
of the burgess of the abbot and convent of the monastery of Cupar on
the east, another booth, occupied by James Brison, on the west, the
land of Andrew Stowp on the north, and the public street on the south;
which booth her husband, Patrick Orkney, sold to the said Oliver
Maxtoun, and thereafter resigned it into the hands of the said baillie in
his favour. Sasine given by the baillie upon 12th May 1548. Witnesses
same as in No. 57 *supra*. 37b.
60. Instrument narrating that the said Oliver Maxtoun resigned the inner land,
No. 58 *supra*, into the hands of the said Nicholas Ruthven in favour
of the said Alexander Maxtoun, to whom the baillie duly gave sasine on
12th May 1548 upon the ground of said land. Witnesses same as
in No. 57 *supra*. 38a.
61. Instrument narrating that Isobella Tod, wife of Oliver Maxtoun, burgess
of Perth, appeared personally at a court held upon the ground of the
lands aforementioned by Nicholas Ruthven, one of the baillies of Perth,
and there renounced her compunct fee of (1) that land or tenement lying

on the south side of the North Street of Perth, between the land of the late James Low on the east, the land of Arthur Oiknay on the west, the end (*caudum*) of the garden of the late Sir James Cuthbert on the south, and the common street on the north; and (2) that foreland or tenement lying on the north side of North Street between the land of John Stirk on the east, the land of the late John Drummond on the west, the back-land of John Osat on the north, and the common street on the south, in favour of Alexander Maxtoun, her son, under reservation of her own liferent use of the said lands during her life: Thereafter the said Oliver Maxtoun, her spouse, ratified the above renunciation and resigned the lands into the hands of the baillie for sasine to be given to the said Alexander Maxtoun, his son. Sasine given by the baillie upon 12th May 1548. Witnesses apparently the same as in No 57 *supra*. 38a.

62. Instrument narrating that Sir Thomas Suentoun, chaplain, resigned an annual-rent of four merks Scots furth of the land of James Cook and Jonet Kyncragy, his spouse, lying on the west side of the Watergate of the burgh of Perth, between the land of the heirs of John Clerk on the south, the land of Dionisius Carstoun on the north, the cemetery of said burgh and the garden of the abbot and convent of Scone on the west, and the common street on the east, into the hands of Alexander Blair, one of the baillies of Perth, who thereupon gave sasine thereof to Margaret Suentoun, daughter of Jonet Wilson, and the heirs to be lawfully procreated of her body, whom failing, to revert to Sir Thomas and his assignees, by delivery of a penny in her hands, in terms of the charter made by Sir Thomas and under reservation of his liferent. Done in the chamber (*cubiculo*) of the said Sir Thomas in the burgh of Perth on 25th October 1546. Witnesses, Sir William Davidsoun, chaplain, William Wilsoun, John Small and Isobell Scharp. 38b.
63. Instrument narrating an Agreement (dated at Perth 17th November 1550) between Johne Creichtoun of Strathurd, with advice of Jane Ruthven, his spouse, and Cristiane Creichtoun, his sister, on the one part, and John Tod, burgess of Perth, on the other part, whereby it was agreed (1) that John Tod should have Cristiane Creichtoun as his "spousit" wife and should marry her "als sone as possibill"; (2) that Johne Creichtoun, with advice of his wife, should pay John Tod 300 merks Scots as follows, viz.:—100 merks between the date hereof and the feast of St. Andrew next to come, 25 merks at the Nativity of St. John called Midsummer in 1551, 25 merks at "Andrismes" following, and so on at Midsummer and "Andrismes" till complete payment was made; and (3) that John Tod should immediately put Cristiane Creichtoun in possession of 200 merks money or of "samekill gude and sufficient merchandryis as will extend to" said sum, at the sight of Johne Creichtoun and his spouse, and that he should thereafter, at their sight, within the time of payment of the said tocher, deliver other 200 merks, the whole sum of 400 merks "to be laid vpon land," with the 300 merks above mentioned, to the profit of John Tod and Cristiane Creichtoun, his future spouse, and the longer liver of them and their lawful heirs, whom failing, to Cristiane's heirs whomsoever: Further, the parties bind themselves "the haly evengelist tuechit" to observe the premises, John Tod renouncing his own jurisdiction of St. Andrews and submitting in this case to that of Dunkeld, and they appoint Masters Thomas Broun, William Fairfoul and James Maknair to act them in the books of the official of Dunkeld. Done in the lodging of John Creichtoun in the burgh of Perth at 11 p.m. (*in nocte*) on 17th November (1550?). Witnesses, Mr. Alexander M'Brek of Cannor [Cangnor], James Province, Patrick Murray, George Irland, John Loncardy, and Sir Alexander Musche, chaplain. 39a.

gate of said place, enclosed between the common street or "Calsay" and the croft belonging to the heirs of the said late James Strachin on the south; and that in terms thereof George Symson, baillie of the prior and convent, gave sasine by earth and stone, cord and coble to the said [Isobell Liddell] who asked instrument thereupon. Done on 10th November 1550 upon the ground of the lands of Freirtoun. Witnesses, Andrew Smeton in Gaskhall, Thomas Smeton, William Dvn, Adam Hepburn, George Hepburn, Sir Thomas Gibson, chaplain, and Walter Smeton, notary public. 40a.

66. Instrument narrating that James Lindsay, natural son of the late Sir Walter Lindsay of Torphechane, knight, has, with consent of Patrick Murray in Perth and Mr. John Moncreif, his curators, made Archibald Dundas of Fingask assignee to 550 merks, now in his hands, in case of his decease. Done in Perth 24th November 1550. Witnesses, Mr. Patrick Blair, Bartholomew Arnott, John Rettray, Andrew Cragy and Andrew Dalglesche. 40b.
67. Instrument (*much defaced at the beginning*) narrating that at Gorthy, on the 20th (?) day of October 1550, [Michael] Tiry and John Tyre compared in presence of Lady Methuen and Mr. William Scott, factors of "Sanct Columbes Inche," and of their own free will "confessit and grantit and acceptit in and vpon thaim" to pay and deliver the following victuals, viz. :—2 chalders [] bolls wheat, 10 chalders bear teind, 8 bolls pease and 13 chalders 2 bolls oats; the said "seidis" to be delivered with the "mett and firloft thair w[ar] ressaute with," and all the said "fermes and teindis" to be delivered with "the met and firloft of the Barnhill at the barn flure in Donybirs[ill], and sall content and pleis the factouris, baxter and maltman of the dighting and pruffis of all the saidis cornis abone writin insafar as the said Michael and J[ohn] deliveris to my Lady and Maister Williame and thair factouris"; and the said Dame Margaret and Mr. William shall be content to receive the "stok" answering to the "pruffis" from the said Michael; "and the half of the lot of the thresching [the] haill cornis standand in the zard of Donybirsill to be pait and [blank] be the said Lady to the thressaris of samekle as he deliuer to the []; and freindis to be tane and considerit quhill salbe suorn to declair the [] concerning the [blank] of vi boll beir and xii peckis quheit, viz. :—Wat [], Thom Orrok, Robert Glen and James Bell, and quhether the fodder suld pertene to the abbot or to the said Mychaell, and vi bollis aitis with the fodder to sustene the tua workhors, and quhether the steilbo guidis or p[] stld be gevin to the lord and his factouris, and pleucht and pleucht graytht, har[row] and harrow grayth sufficient to be deliuerit be the sycht of the saidis su[orn] men"; John and Michael Tyre have found Robert Tyre, William Tyre of Busbe, Malcolm Hall, burgess of Perth, and John Tyre as sureties; "and the victualis of the xlix zers to be sauld as the feir of the l zeir, and it hapnis to be and [torn] samyn feir beis mair nor the pricis of the xlix zers, in that cause [torn] excrescence that sal happin to be mair be my lord to be gevin to" (*defaced*); the said Lady and Mr. William shall be "actit" for the fulfilling of their parts and shall discharge all others sureties for said victuals, and this was done before Robert Merser of Belleff, Sir Henry Sibbot, Alexander Cowtis, Archibald Blinsele, Sir Robert Ostlar; and for keeping of the premises, the above named cautioners and Michael and John Tyre have appointed Mr. William Fairfull, Mr. Thomas Broun, Sir William Stewart and Sir George Irland, chaplains, and John M'Nair as procurators to act them in the books of acts of the lord official of Dunkeld general. Done within the burgh of Perth and at Busbe on 29th October and [] 1550. Witnesses, Robert Merser of Belleff, Sir Henry Sibbot, Alexander Cowtis, Archibald Blinsele, Sir Robert Ostlar, Andrew Blowson and Robert Mawson. 41a.

68. Instrument narrating that M^r. William Scott, procurator of James, com-
 mons, and the convent of Holywell, and the convent of the colt, passed to the
 persons and persons of M^r. James Rollock, Bishop of Dundane, and
 the convent of Holywell, a certificate of a synod held at St. Peter's, Rome,
 the 15th day of October the year of Pope Julius III. with a petition
 concerning a way that lay at the instance of the said commendator
 and convent of Holywell, was committed to the bishop and the bishop
 thereon made a decree to be executed to take the burden upon him,
 which was done accordingly, and being presented, received, read and
 approved by the bishop with his reverence accepted the burden thereof,
 and a certificate of the same was borne witness by Symon Yong, Robert
 McKee, Alexander, procurator of the Cathedral church of Dunkeld, as
 witnesses, the 15th day of October anno dⁿⁱ 1534. Done on 4th
 day of August. 41b.
69. Instrument narrating that Andro Rethray in Kyn [roquhy] bound himself
 to pay to Andro Rollock in [] the sum of 250 Scots at the
 full week day [] between the date hereof and Candlemas
 next, and between that and Midsummer day, and 2 to between that and
 Michaelmas, for the [] movable goods of Maron Lamb in
 [] to which he was made sessioner by James Ballindane
 procurator of the same, and that for corroboration he appoints
 Messrs James Row and John Broon, John [R]obertson, John Row
 and John Russell his procurators to set him in the books of the official
 of St. Andrews for payment of the money. Done in the burgh of Perth
 on 14th December 1552. Witnesses, John Arth, Archibald Campbell
 and Andrew Cragy. 42a.
70. Instrument *part of the first two lines have been torn away*) narrating a
 grant of certain half lands made by William, Lord Ruthven, to [] John
 [] daughter of [] Ruthven, sister to the said Alexander, [and Labra]
 daughter of [] spouse, and the said [] to be gotten betwix thany,
 as the said charter bears, of the date at Ruthven under the said lordis
 seal the 10th day of October the year of God 1546 and forty aucht
 being a gadder with the precept of sasing past thany upon of the date
 the 10th day of September in the said xlviii year under the said lordis
 seal and out of a seal, and als the instrument of sasing of the samyn,
 with the notis sign and subscription of Laurence Leimonth, notary,
 of the date the last day of September in the said xlviii year. Further,
 narrating that notwithstanding the receiving of the charter, precept and
 sasing of Lord Ruthven from said Alexander and all that has followed
 thereupon, Lord Ruthven binds himself not to molest or trouble the
 said [] in the peaceable enjoyment, labouring and manning of the
 said half lands for or sub tenants during her lifetime; and that the said
 enjoyment, labouring, manning, are to be of as much force and effect as if
 she had kept them in her own possession, and after her decease to be
 as if she had. And Alexander in name of Labra, his mother, asked instru-
 ment of the said [] Done in the chon of the church of Perth on [] [15]50.
 Witnesses, Alexander McKee of Cagnon and Patrick Brisoun, cubicular
 of Lord Ruthven. 42b.
71. Instrument narrating that Duncan Makalister McEwan passed to the
 procurator sessioner of Sybil Drummond of Kynlevan, and offered to her
 the sum of twenty-three meiks money for the Whitsunday and Martin-
 mas term next, part of the lands of Drumquhlan and Drumquhastell
 [] in the shire of Perth, which, as he alleged, he has in tack of
 her for terms to run, and also to fulfil all the points contained in the
 tack, that she refused to receive the money, because, as she alleged, she
 had set the said lands to John, Earl of Atholl, and had received her
 money from him in return of his tack; and that he, thereupon, solemnly
 protested that the refusal of the 23 meiks and the said alleged tack to

the Earl should not prejudice him in his present and bygone tacks. Done in the burgh of Perth on 19th January 1550-1. Witnesses, Colin Campbell of Ardkynglash, Mr. Alexander M^rBrek and Robert Lawmond. 42b.

72. Instrument of Sasine following upon and narrating a precept under the quarter seal of Mary, Queen of Scots (dated at Edinburgh 9th December 1550) directed to the sheriff of Perth and his bailies, and to William Andersone and Archibald Campbell, sheriffs in that part, for infesting Silvester Rettray of Kinbachlo, donator of the non-entry of the lands after mentioned, in the 40 shilling lands of Callyes East and West, lying in the sheriffdom of Perth, which were in the hands of the Queen and her predecessors as superiors, by reason of non-entry from the death of the late Patrick Butter, for the space of 60 years, and were duly appraised for 480 merks for the rents, profits and duties belonging to the Queen and to Rettray as donator, and, failing distrainable goods, were sold to him according to the tenor of the act of parliament regarding apprisings.¹ Sasine given by the said William Andersone upon the ground of said lands on [? 1550.] Witnesses, Michael Gow, George Turnbull, Thomas Duncansone, Donald Dow, Patrick Duncansone and Walter Spalding. 43a.
73. Instrument narrating that Archibald Moncreif of Ester Moncreif passed to his lands of Estir Moncreif lying in the barony of Methven and sheriffdom of Perth, and there *proprieis manibus* gave sasine of an annual-rent of 14 bolls of victual (half barley and half meal) furth of his lands of Estir Moncreif, to be delivered between the feast of the Nativity of our Lord and Lent within the burgh of Perth at his cost and expense, to John Robertstone, attorney of Andrew Moncreif, elder, and to Alexander Oliphant, burgess of Perth, attorney for his daughter, Jonet Oliphant, spouse of the said Andrew, and the longer liver of them. (*The remainder of the writ is much defaced.*) Done at Ester Moncreif on 20th February 1550-1. Witnesses, James Moncreif, Robert Wrycht, William Pattoun, David Gaty, John Wrycht, Thomas Lethame and the notary. 43a.
74. Instrument relating a precisely similar transaction as to sasine of an annual-rent of four bolls of bear, to be delivered at same time in Perth, to Alexander Oliphant as attorney for Andrew Moncreife, elder, and Jonet Oliphant, his spouse, and also as attorney for Andrew Moncreife, younger, brother of the said Andrew, elder. Sasine given to the said Alexander Oliphant on the lands of Estir Moncreif upon 12th March 1550-1. Witnesses, James Moncreife, John Kenzoch, William Pattoun and William Henry. 43b.
75. Obligation by Donald [Ade in Pannell]² and Thomas [Smetoun]² in Lawhill, narrating that [Adam Ramsay], burgess of Perth, had lent in gold and white silver to Dame Catrine Campbell, lady of Tullibardin, the sum of "elevin scoir and tua crownis of the sone and five s. iiiid. quhit siluer money of this realme" for the use and "furnissing" of "[William] Murray of Tulibardin, the said ladyis spous, now instantlie being in the partis of France," and applied to his use and affairs in these parts; therefore the granters, as cautioners for the said William and Catrine, bind and oblige themselves to pay and deliver to Ramsay the said sum of eleven score and two crowns of the sum and 5s. 4d. within the burgh of Perth, on the high altar of the parish church there, between the date herof and the "feist of All hallowis" next, 1551; with power to Ramsay to distrain their goods for said sum. They appoint Masters James Makgill, Thomas Makcalzeane, David Borthik,

¹ See *Reg. Mag. Sig.*, iv, No. 546; cf. No. 91 *in/ra*.

² See *Reg. of Acts and Decrets*, Reg. Ho., iv, 456.

- John Abernethy and Wille Abernethy as their procurators for registering the said warrants and effect of their own deeds procure the seals of Alexander Munn and Alexander Dundas, two of the burghs of Perth, Alexander Munn, burgess of Perth, James Wetherow, John M'Call, Andre Colt, John Munn, burgesses of Perth, Laurence Wilson, William Munn, John Munn, burgesses of Perth, Henry Oswald and Sir Robert Rollok, witnesses to the said Alexander Edithies. 44a.
76. Memorial to the effect that the said Adam Ramsay had constituted John Mychel and Andrew Ramsay, his son, assignees to the said Alexander Edithies. 44b.
77. Instrument of Sasine following upon and narrating a precept of sasine late at the monastery of Patynwene 8th February 1550. By John, prior of the monastery of Patynwene, and convent therof, of the order of St. Andrew, abbot of St. Andrews, addressed to Archibald Munro of Ester Monroff, narrating that [with consent of] James, perpetual procurator of the metropolitan church of St. Andrews, he had granted in fee firm to James Monroff, lawful son of the late Hugh Monroff, and to Margaret Tyrie, his spouse, and to the longer liver of the heirs of first fee and the heirs male lawfully procreated or to be procreated by them, whom failing, to their eldest heir female without division of the lands, whom failing, to the lawful heirs male of said James, and the heirs failing, to his heirs female, all the tenements, garden, lands, dovecotes and fisheries of Ester Rynd, lying in the parishes of Inver and sherrifdom of Strathelne, which pertained formerly in fee firm to the said James Monroff and were reserved by him personally at the monastery of St. Andrews in favour of James and Margaret Tyrie, his spouse, under reservation of the consent of Bartholomew Dunsington, his mother. The prior therefore gave the said to be given accordingly, which was done on the penult day of February 1550 at the principal messuage of Ester Rynd. The seals of the chapters of Patynwene and St. Andrews were appended to the present at their respective monasteries and it was also signed by the prior of Patynwene, Sir Patrick Forman, Sir Robert Wrycht, Sir Thomas Wrycht, Sir Bartholomew Forman, Sir Patrick Anderson and Sir James Murray. Witnesses to the precept, Mr. John Thorntoun, procurator of Murray, Sir David Guthrie, third prior of the monastery of St. Andrews, Mr. Thomas Hervey and David Tyrie of Rankillo. Witnesses to the sasine, Alexander Abernethy of that ilk, Mr. John Munro of Wester Rind, William Turie, burgess of Perth, Thomas Abernethy, James Munroff, Patrick Bluscle and the notary. 44b.
78. Instrument narrating that John Bonar in Kilgirstoun acknowledged that he had received from United Rollok in Fandony on loan the sum of £1000 Scots, which he, by the extension of his right hand, bound himself to repay before Martinmas following; Further he appointed Thomas James Rolland, John Brown, Thomas Harvy, David Gaw, David Bisseth and John Sebald as his procurators to act him in the name of the official of St. Andrews principal for paying said sum. Done in the dwelling house of Oliver Martoun in the burgh of Perth on 2nd November 1550. Witnesses, David Donaldsoun, burgess of Perth, Alexander Budge and Walter Stroutoun, notary public. 45b.
79. Instrument narrating that James Lindesay, natural son of [Sir Walter Lindesay of that ilk], with consent of Mr. John Muncroffe of Wester Rind, his procurator, constituted Archibald Dundas of Fingask his procurator and factor to receive from the hands of Mychel Borthuik [of that ilk] alleged executor of the late Andrew Lindesay

in Temple,¹ the sum of £100 Scots left by the said Andrew in his "letter will" to the said James Lindesay; with power to grant acquittance for the sum, and to do whatever belongs to the office of a procurator. Done within the burgh of Perth on 23rd May [1550?]. Witnesses, Andrew Rinde, Bartholomew Arnot, John Davidson and Walter Smetoun, notary public. 46a.

[Half of folio 46 blank.]

80. Memorandum² narrating that Thomas [Fleming, bailie of Perth],³ upon the resignation made by William Monypenny and M[ariota Dundas], his spouse, delivered sasine to Alexander Monypenny, their son, of that booth occupied by them [*some words defaced*] opposite the Market Cross, on the north side of North Street(?) of Perth, between [*illegible*] by John Cristesoun on the west and the booth occupied by William [] on the east, under reservation of their liferent. Done upon the ground of said booths on 22nd September [1534]. Witnesses, James Danyng, Alexander Broun and John Gourlay, sergeant. 47a.
81. Memorandum narrating that the said bailie, upon the resignation made by the said William and Mariota of the fee of those two booths lying adjacent in the land of the chaplainry of St. Mary of Consolation (occupied by Cristina Justice and Ranald Coling respectively) opposite the said Market Cross, between the booth of St. Sebastian the Martyr on the east and the west stone gable of said land on the west, gave sasine thereof to John Monypenny, their son, reserving the franktenement.⁴ Same date and place as preceding entry. 47a.
82. Memorandum narrating that the said bailie, upon the resignations made by the said William and Mariota of two merks of annual-rent from those two lands lying adjacent at the top on the south side of North Street of Perth, between the land of the late Andrew Duff on the east and the common wall of the said burgh on the west, gave sasine of the fee of the said two merks to Thomas Monypenny, their son. Same date and place as No. 80 *supra*. 47a.
83. Memorandum narrating that David Evinsoun, bailie in that part of Thomas Charteris of Kynfawnis, in terms of letters of bailliarie by said Thomas, gave sasine of the lands of Tullyhow, lying in the barony of Kynfawnis within the sheriffdom of Perth, to William Blair, son and apparent heir of David Blair of Bagre, personally accepting, and to John Symsoun, attorney for Isobell Bonar, spouse of said William. Done on the ground of said lands on 24th December 1539. Witnesses, Thomas Differis, elder, John Powre, John Pullour and Thomas Differis. 47a.
84. Instrument (*much defaced*) apparently narrating that William Ruthven of Cowgask, on the petition of Isabell Bonar, directed a transumpt to be made of the preceding Memorandum (No. 83). Done in tolbooth of Perth on [?14th March] 1550-51. Witnesses, William Ruthven of Ballinden, Sir Robert Alexander and Sir Thomas Burell, notaries. 47b.
85. Instrument narrating that Thomas Cramby, brewer or maltster, burghess of Perth, passed to his granary, kiln, and "malt cobill" with piece of yard (occupied by William Neving and Cristina Broun, his spouse) lying contiguous on the south side of said burgh near Spey-stank, between the tenement of the heirs of the late James Piper and the common vennel

¹ This was no doubt Andrew Lindesay, brother of Sir Walter and uncle of James Lindesay.

² This memorandum and the two following entries are apparently notes of a bailie court of Perth.

³ The words within square brackets are supplied from *Calendar of Charters*, Reg. House, vii, No. 1512.

⁴ Cf. *Calendar of Charters*, Reg. House, vii, No. 1512.

in the east and west, the kein and gabie of the granary of Thomas Winton, maister, in the north, and the passage of Spey stank on the south. [. . .] twenty one oxen, [. . .], and there revyng the whole of the granary of Alexander, [. . .], one of the baron of Perth, in favour of the said William, [. . .], and Cristina, broom, his spouse, to whom the said granary [. . .] accordingly. Done upon the good and voluntary consent of the said [. . .], William, Adam [. . .], James, [. . .], John [. . .], Walter, [. . .], Patrick, [. . .], and Alexander, [. . .]. 45a.

86. Done and granted by [. . .] of the chaplainry of St. Katherine [. . .], granting, that he had received to William, Oghast of Newtoun, ten bolls malt, apparently assayed, and [. . .] and manse belonging to the maner as [. . .] [. . .] of the [. . .] of the gift of Forgiveness, of the crope and ten [. . .] [. . .] that he [. . .] well content and paid thereof and of all manner of duties that he may ask of them, or any others in his name, from the said William, his heirs, executors and assignees, for the said lands, manse and houses for all terms and years preceeding 1550, since his [. . .] was on therowth and occupancy thereof. At Perth 29th June 1550. Witnesses, W[il]liam Ruthven, John Rutheren, Walter Bunsche and Sir John Sauntoun, chaplains, James Andersoun and Sir Robert Kellok and Sir Henry Eblen, chaplain, and notaries public. 48b.
87. Instrument narrating that Mr. David Cromlaw, parson of Torry, and Sir John Wrycht, chaplain, procurators for William, Bishop of Dunblane, and Edm[un]d Ch[ar]les, his "consistorie," acknowledge receipt within the borough of Perth, as it had been upon forty days' warning and "vpon sundry other causes that within the chathederall kirk of Dunblane") from Henry, Lord Methuen, of the sum of 600 merks Scots for the redemption, in terms of letters of reversion, dated at Dunblane 2nd October 1550 and subscribed by Andro Blakwod, notary public) granted by the bishop and his consors, of "the lands of Wester Gortine, in the sheriffdom of Perth occupied by Johne Forestar, Thomas Scobe, Andro Marichal, Patrick Dow, Johne Gray and William Maxtoun," (2) "the archane part of the lands of Ester Gortine in the said sheriffdom occupied by the said William Maxtoun, which were alienated to the bishop and his consors under reversion of said sum of 600 merks, and (3) the redemption of the lands of Gortine, with tortalice, &c. granted in warrant of the to esaid lands. The procurators grant that the lands are redeemed, and resign them in favour of Lord Methuen, and they assign Robert Leirmonth, Sir Johne Leirmonth, Masters James McGill, David Bortnik, William Arthure, Thomas Harvy, Sir Alexander Law and Sir Andrew Culbert as procurators for deleting and rescinding all instruments, acts and obligations made and given hereupon and registered in the books of Comm[un]al, official of St. Andrews principal or commissary of Dunblane. They also bind themselves to deliver Lord Methuen's charters, receipts and other writs within eight days after Easter next, [. . .] of Lord Methuen's lodging on [. . .] February [date obliterated, 20th Feb. 1551-1551]. Witnesses, Mr. John Moncreif of W[il]liam, [. . .], [. . .] [. . .], James Dony[ng], James Rogy and James Lunde. 49a.
88. Agreement between Johne Creichtoun of Strathard, on the one part, and William, Bishop of Ballindere, on the other part, "touching ane p[ro]p[er]ty of [. . .] and Andersoun movit betwix the said William, his gude heire, and James Creichtoun, his spouse and sister to the said Johne," as follows: "William Ruthven, "of gude mynd and will movit towartis the said Agnes, his spouse," of his own free will obliges himself (1) to pay yearly, to her "for sustentation of her and her four barnis lassis" the sum of 120 merks yearly, beginning at Martinmas next. (2) to assign to her

“sextene oxingang of land of his heretage, that is to say tuelf oxingang of Airlywyth and four oxingang of the landis of Ballinblair, and gif the saidis landis of Airlywith extendis to mair nor the said xii oxingang sall defalk samekill of the said four oxingang, profitis and dewiteis thairof,” and (3) to make the 16 oxengangs free of all tacks from Whitsunday 1553: Further, if there are no tacks, the said Agnes was to enter thereto or to any part thereof, which was to be peaceably plenished, occupied and disposed as should be thought most profitable and expedient by her, and in the mean time till the said term of her entry, the said William Ruthven gives and assigns to her the maills and profits of the 16 oxengang; and because her entry is not till Martinmas next, he shall “ansuer hir and caus be ansuerit ouklike thankfullie of ane boll of victuall, half maill, half malt, and of ten schillingis siluer with ane honest resting place at the sycht of the said Johne or samekill siluer as will ressonable get the samyn.” Both parties to the contract oblige themselves to observe the agreement, appointing Thomas Harvy, John Row, William F[] and others (*names defaced*) as procurators.¹ Dated at Perth 27th June 1551. Witnesses, Patrick Bishop, William Thomsoun, John Fargussoun and John Merschell. 50a.

89. Instrument narrating that in a count and reckoning between Alexander Knycht, cordiner, burgess of Perth, and Thomas Clerk, merchant, co-burgess of said burgh, the former acknowledged that he was due to the latter the sum of 28 merks, 8 shillings money “quhilk suld haue bene payit of lang preceeding the dait heirof; and becaus he haid na radly money instantlie to mak payment,” Knycht assigned to Clerk, his heirs and assignees, for payment of said sum, “all and haill thair his four dakir of ledder quhilkis lysis in that hous with Johne Quhattatis,” so that he could dispose of it as his own proper goods as he might have done upon the money if it had been paid; this was done in case Knycht does not pay the sum between the date hereof and 15 days after Midsummer next. Done within the burgh of Perth in the tavern of Walter Piper on 4th May 1551. Witnesses, Humfrey Rollok in Findony, Thomas Annand, tailor, Walter Piper, yr., and William Andersoun, mair. 50b.
90. Instrument of Sasine following upon a precept under the quarter seal of Mary, Queen of Scots (dated at Dumfres, 20th July 1551) addressed to the sheriff of Perth and his bailies and to Thomas Smyth, sheriff in that part, narrating that David Wemys of Elcho, son of the late David Wemys of that ilk, by his petition to the Council set forth that the whole lands of Elcho, Ballabram, with the mill and mill lands thereof, and the lands of Cragtoun were resigned by his father and his procurators into the hands of King James V in favour of the petitioner and his heirs, to whom they were granted by a charter under the great seal of the King²; and because the King died before the petitioner obtained sasine of the lands, a new precept of the Chancery to the sheriff of Perth and deputes is necessary, as the petition contains: The Queen therefore directs sasine to be given accordingly. Sasine given by Humfrey Rollok of Colcluther, sheriff-depute of Perth, on the lands on 29th [] 1551 [2nd year of Pope Julius III]. Witnesses to the sasine, John Watsoun, Thomas Smyth, Andrew Cragy and William Watsoun, one of the mairs of the sheriffdom of Perth. 51a.
91. Instrument narrating that John Butter, heir of the late Patrick Butter of Cally, his great grandfather (*proavi*), in consideration of a certain sum of money, appointed John Butter of Gormok and his heirs his lawful assignees in and to the redemption and release of the lands of Easter and Wester Callye, lying in the stewartry of Stratherne and sheriffdom of Perth, from Siluester Retray of Kynballo for the sum of 480 merks Scots, for which sum the said lands were appraised at the instance of Retray and

¹ Cf. No. 103 *infra*.

² See *Reg. Mag. Sig.*, iii, No. 2431.

- we assigned them by virtue of act of parliament as donator of the glebe, that is to say, and part of the lands of the bugh, the space they were to have, as a reward of their entry, and for the expenses incurred.
- Revised and settled, and the fees of appraisal thereunto due to the said parties, and to the treasurer to be assigned, and his heirs, were paid by a third party at the redemption of the land, with power to redeem them from Retray and Lesion. Done in the bugh of Perth on 27th July 1551. Witnesses, Patrick Hunter in Perth, William Forrester in Wemyss and Patrick Innes in Ardbrach. 51b.
92. Instrument narrating that Mr. Thomas Haliburton, and George Blair, burgesses of Perth, in a knowledge that they have received from United Knyghts and burges of the bugh of Perth, the sum of 2000 merk, which they have received, they give to repay between the date hereof and Whitsunday next. They further oblige them selves to deliver to the said burges of Perth and two bodies of oatmeal, good and sufficient measure, as measured with the market measure of the bugh, within the bugh of Perth, between this and Candlemas next, and they appoint Murray, David Gray, James Rollard, John Brown, and David Russell as persons to put them in the books of the official of St. Andrews, to be paid to serve the premises. Done at Perth on 27th []. Witnesses, John Aith, Andrew Gray and Robert Small. 52a.
93. Instrument narrating that William Crechtoun, parish clerk of Ochterpavin, and John Crechtoun of Strathmure,² by the excess on of his right hand, bound himself to implement in all points a tack (dated at Perth 27th August 1551) whereby he sets and lets to his "gude broder" Johnne Kell, burgess of Perth, and Cristine Crechtoun, his spouse, and to their eldest son of them and their subtenants, his "clerkship" of Ochterpavin, with all profits, emoluments and duties, for the space of five years from Whitsunday 1551 for a yearly payment of 12 merk; reserving the third part of said clerkship to Johnne Crechtoun, the said burges, conform to his assedation, for payment of 4 merk yearly to Ireland and his spouse, who were to uplift all profits and duties belonging to the clerkship during the said tacks; with clause of warranty. He has constituted Duncan M'Nair and others (*portion of* *charton*) as procurators to act him in the books of the official of Dundee. Done in the bugh of Perth in the lodging of Patrick Murray on 27th July 1551. Witnesses to the tack and the instrument, Patrick Murray, agent of Tibbermure, Johnne Murray, his brother german, James K. Rutherford, James Ireland, Sir Robert Rollok, chaplain and notary public, and Walter Smetoun, notary public. 52b.
94. Instrument narrating that David Murray, burgess of Perth, of his own free will, as he is, or as anyone, that the kist and gudis being therein, arrestit in Johnne M'Nair hands, pertaining as was allegit to Schir Walter Dornay, barlane, at the instance of William Mane, citizen in Strathmure, for the sum of 200 Scots, allegit delivered by said Walter Dornay to Sir Walter, sutor and factor, for the tyme to the Lord Colwall, almerall general of Scotland, for almeriche of certane bow stengs, to be the merchandise of Dundee in ane Dansk schip ladin with this gude now detent on lawful pris, shall be forthcoming to Mane, as of as concerns the said 200. Catrina Kerstaris on behalf of the said Walter, her husband, asked instrument. Done on 21st June 1551 in the lodging of David Murray in Perth. Witnesses, John Gray, Patrick Murray, Mr. Andrew Lindsay and Walter Smeton, notary. 53a.
95. Instrument narrating that Thomas Foulis, burgess of Perth, bailie in that part of Adam Hepburn, Patrick Hepburn and George Hepburn, natural

¹ Cf. No. 72 *supra*.² Cf. No. 63 *supra*.

sons of Isobel Liddall, Lady of Cragy, specially appointed in a letter of tack made by them to Margaret Frendracht, for all the days of her life, of (1) the grain mill of Cambusmychaell with the astricted multure and sequels thereof, and other multure whatsoever falling to said mill, and (2) the mill lands and lands commonly called the Brewlandis, lying in the lordship and regality of Scone and sheriffdom of Perth (under the seals and subscriptions of the said Adam, Patrick and George and of Andrew Rettray of Balnacard), passed to said mill and lands and gave sasine thereof to said Margaret Frendracht in terms of the tack. Done at the said mill on [] 1551. Witnesses, William Rob, John Gregour, David Gate and Walter Smetoun, notary. 53b.

96. Instrument narrating that Alexander Chalmer and Sir William Anderson, chaplain, after just count and reckoning betwixt them in presence of the notary, discharged all claims against each other to the date hereof, with the exception that Chalmer grants he owes Sir William 5½ merks, and Sir William is to deliver to him again a gold ring: Further, narrating that Sir William has discharged Mr. Alexander M'Brek, cautioner for Chalmer. Done in Perth on 1st [] ? 1551]. Witnesses, Mr. Alexander M'Brek, James M'Brek, Sir Robert Rind, Walter Piper, younger, and Stephen Annand. 54a.
97. Instrument of Resignation and Sasine narrating that William Ruthven of Ballindene resigned his back lodging, laud or tenement, with the garden thereof, newly built (occupied by Colin Campbell of Glenvrquhar and Catherine Ruthven, his spouse), lying on the east side of the Watergate (*via aquosa*) of the burgh of Perth, between the lands and yards of William Drummond of Smythstoun and of the heirs of the late Thomas Jamesoun, burghess of Perth, on the north and south, and the foreland or house of the resigner (occupied by Robert Baskcart) and the Water of Tay on the west and east, into the hands of George Johnstoun, one of the bailies of said burgh, in favour of the said Colin and spouse, to whom the baillie duly gave infestment; John Makwyre acting on behalf of Catherine Ruthven. Done upon the ground of said tenement on 13th August 1551. Witnesses, Sir Alexander Musche, chaplain, Andrew Qubite and Thomas Spens, serjeand. 54a.
98. Instrument of Sasine following upon and narrating a precept of sasine (dated at Perth 13th August 1551) by William Ruthven of Ballindane, directed to George Johnstoun and William Burre, his bailies in that part, whereby, on the narrative that he had granted to Colin Campbell of Glen Urquhair and Catherine Ruthven, his spouse, and the longer liver of them in conjunct fee, and to the heirs lawfully procreated or to be procreated betwixt them, whom failing, to the nearest and lawful heirs of the said Colin and his assignees whomsoever, an annual-rent of 16 bolls of victual (8 bolls wheat and 8 bolls bear) furth of his half of the lands of Ballindane (presently occupied by Patrick Parkar *alias* Michell, John Bell and William Andersoun) lying in the sheriffdom of Perth, in warrandice and security of the tenement described in No. 97 *supra*, he directed his bailies to give sasine to them accordingly: The victual was to be of good and sufficient merchandice measured with the market measure of Perth and delivered at the granter's cost in said burgh. Sasine given on the ground of said lands, on 18th August 1551, by George Johnstoun, burghess of Perth, baillie of the granter, to Sir Alexander Musche, chaplain, attorney for the said Colin, and to William Cardny, attorney for the said Catherine Ruthven, by delivery of a portion of wheat and bear. Witnesses to the precept, Sir Alexander Musche and Sir Robert Rollok, chaplains and notaries public, Andrew Qubite, notary public, and Thomas Spens, sergeant. Witnesses to the sasine, Patrick Parkar *alias* Mychell, Thomas Parkar, David Gray and John Bell [*leaf torn*]. 54b.

(i.e., the granter's) help and assistance safar as ma be done of resson and justice"; and (b) that the lessees shall not make any assignation, "kindnes" or alteration of the teind sheaves without the granter's consent asked and received:¹ Further, they are to "concur faythfullie and freindle togidder but ony fraud or gile" with the said Henry Thorntoun and Elizabeth Chalmer, his mother, in leading, selling and disposing of the teind sheaves of the parsonage, and all the victuals and profits, and the "excescence" and profit thereof, over and above the yearly rent of £100 payable by them and another £100 payable by the said Henry Thorntoun, being equally divided betwixt them, and they shall not intromit with any of the teinds without the advice and counsel of the other lessees, and if either should intromit they shall give to the other just count, reckoning and payment: Both parties appoint Jhone Wallace, Jhone Zoung, Mychel Furd, Patrik Barroun, James Ballindene, Mr. James M'Gill and Mr. Thomas M'Calzeane their procurators for registering (a) this tack, and (b) a contract made between the granter and the said Patrik Murra before Mr. William Meldrum, notary, on 28th July 1551, which Murra ratifies and approves, in the books of Council. Done in the lodging of the said Patrick Murra in the burgh of Perth on 2nd [?] September 1551]. Witnesses to the letter of tack and the instrument, David Setoun, Alexander Thorntoun, Mychell Furd, Thomas Monypenny, burges of Perth, John Murra, brother of the said Patrik Murra, and the notary. 56a.

101. Instrument (*mutilated*) narrating that Thomas [], John [], and Christopher [] bound themselves, their heirs and executors, to repay to a noble lord [*perhaps Lord Ruthven*] the sum of £100 Scots between the date hereof and the feast of St. Andrew next; and that they appointed Mr. David Gaw, Thomas Hervy, William Arthour, John Bonkle and David Russall their procurators to act them in the books of the official of St. Andrews principal for observing the premises. Done in the lodging of the said lord within the burgh of Perth on 21st [] 1551. (?) Witnesses, John Johnstoun of Elphingstoun, Mr. George Blar, David Douglas, elder, John Bonar and Patrick Lorisoun. 57a.
102. Memorandum narrating that Robert Hwneman appointed Walter Smetoun his sole assignee and executor in and to all his goods and gear present and future, and constituted Mr. David Gaw, John Bonkil, John Broun, James Rolland and David Russell his procurators. Done on 13th August 1551. Witnesses, Sir John Gray, chaplain, Andro Justice, baker, Thomas Lorisoun, servitor, and Thomas Smetoun. 57a.
103. Instrument narrating an agreement (dated 12th August 1551?) between William Rothven of Ballindene and Jhone Creichtoun of Strathurd, in the same terms as No. 88 *supra*, except that the 100 merks is to be paid at "Mydsomer and Andermes in wintir be myd portionis," beginning the first term's payment at "Andermes" next, which is stated to be the term of entry: There is an additional clause providing that, in the event of failure to deliver weekly the boll of victual and ten shillings of silver, it should be lawful to the said Jhone Creichtoun to intromit with and dispoine the lands given to his sister in conjunt fee, without trouble or violence, "to be movit of him or thame thairthrou, and siclike as thai that hed bene gevin in lifrent to the said Agnes." Masters James Rolland, Jhone Broun, Thomas Hervy, Jhone Row and William Farfu[ll] are appointed procurators to act the parties in the books of the officials of St. Andrews and Dunkeld. Done in the burgh of Perth on [] 1551. Witnesses, William Rothven of Cowgask, David Petscotty of Loncardy, John Oliphant, elder, burges of Perth, and Sir Alexander Musche, chaplain. 57b.

¹ Leaf torn here.

104. Instrument of lease, 29. 10. 52, following upon and narrating a precept dated the 25. 10. 52 of Moncreiff Perth June 1551, by William Muncieff and others, executor to John Muncieff, the father of that part for infesting Andrew Rollok, son of David Rollok, Mar of Rollok's wife, and the longer lives of the said Rollok, after an Act of the said Rollok's lawfully procured or to be procured, whereby the said Rollok, the heirs of the said Andrew were appointed to have a rent of three hundred shillings viz. one hundred shillings of annual rent, and one hundred quarters of good and sufficient wheat, 100. 10. 52, of the barony and lands of Moncreiff lying in the county of Perth, which annual rent was to be upheld between the feast of the Nativity of St. Peter, delivered free from expense in the burgh of Perth, at the place of Dunrub at the choice of the grantee, measured with the market measure of said burgh, and held of the grantee for one penny of blanch farm. Witnesses to the precept, William Muncieff, apparent of that ilk, George Rollok, apparent of Dunrub, and Sir Robert Rollok, chaplain. The instrument is of the same date as the precept. 58a.
105. Instrument narrating that, in the presence of the notary and witnesses, Thomas Ros of Cray, principal debtor, and Patrick Exiot of Balhousy, John Meik and Christy Murray in Cray, his cautioners, bound and obliged themselves, touching the gospels, to pay and deliver to Jane Hepburn, natural daughter of Isobell Lyddell, Lady Cray, as assignee of Patrick, bishop of Murray, commendator of Scone, with consent of the convent, the sum of 2200 Scots as follows: £100 between the date hereof and Candlemas following and £100 between Candlemas and 25. May 1552. The parties appoint Masters James Makgill, David Farlok, Thomas Malcolme, John Abercromby, George Strang and Patrick Inland their procurators and "erand bearers" to act them in the books of Council for payment of said sum. Done in the lodging of the bishop in the burgh of Perth on 13th September 1551. Witnesses, Sir Henry Abercromby, prior of Scone, John Bonar, Andrew Moncreiff, viceroy, Patrick Blinsele and William Dyn [Dun]. 59a.
106. Instrument narrating that the above Jane Hepburn, assignee foresaid, on the narrative that Thomas Ros of Cray and his cautioners have become bound as above described, discharges and quitsclaims Andro Scot in Kynfauns, and the heirs and executors of the late Malcolm Muncieff and James Henry of the sum of £200 Scots (due to her) a "lang tyme before" for which they became cautioners on behalf of the late John Ros of Cray to the said Patrick, bishop of Murray, for "the gratitude" due to him for giving a new infeftment to the said John Ros and Isobell Lyddell his spouse, of the lands and fishing of Craigtoun (cf. No. 17 1527c). Done on 13th September 1551 in the lodging of the bishop in Perth. Witnesses same as in preceding writ. 60a.
107. Instrument, *beginning*, narrating that [] and [Margaret or Margaret Pullour, spouses and conjunct heirs, passed to the back of [] and, commonly called the "thortour houses," with piece of garden, [] by them, lying on the south side of the North Street of Perth, between the [] land] of James Galloway, now of the heirs of the late Thomas Moxton, on the east, the land of John Malcolme on the west, the [] garden] on the south, and the land of Alexander Oliphant on the north, there resigned an annual rent of 30 shillings Scots furth hereof to the lands of Alexander Burch, one of the bailies of Perth, to be paid of Thomas Robertson, baker, burges of Perth, to whom the said annual rent is now in terms of charter granted to him. Done on the granting of said land on 20. [] August 1551 (1552). Witnesses, David Burch, bailie, Andrew Cray and Patrick Rutherfurd, sergeant. 60b.

¹ See line 10. 1. 1. 1. 1. 1.

² At the end of the instrument the notary has added, "*Et hoc sub reversione xx li. penite.*"

108. Instrument narrating a contract (dated at Perth [] 1551) between James Campbell of [? Lawers], on the one part, and Johne Masoun and John Kynglassy, masons, on the other part, by which the two masons bind themselves "to mak to the said James ane sufficient red in the querrell of Cragy to the fre mane stane, contenannd in lenth fifty four futt and in breid twenty fut, lynalie plumb squair down to the said mane stane and forthir, conforme as it is now merkit abone and vnder baytbt in lenth and breid," betwixt the date hereof and 20th November following; "and that the said red sal do na maner of herme nor skayth to ony passage of Sanctiohnistoun nor vtheris nor ony conductor thairof, bot the samyn to be als fre of passage and vtheris in the said querrell as at the dait present," in which if they fail, they bind themselves "to mak and red the samyn in all sortis as of befoir fre in all kynd of passagis" at their own expense: for which "redmaking," Campbell binds himself to pay to them the sum of £20 as follows, viz.:—£5 on Monday, 12th October instant, the date of their entry to the "redmaking," £5 on 24th October instant, £5 on 6th November thereafter, and £5 on 19th November, the masons being bound to him for the cost or damage he may sustain in case of their not making the "red." George Johnstoun, burgess of Perth, becomes cautioner for Campbell, Patrik Adamsoun, burgess of Perth, for Masoun, and Thomas Flemyng, burgess of Perth, for Kynglassy for fulfilling their respective parts, and the parties and cautioners appoint Masters James Rolland, Johne Broun, Williame Arthur, David Gaw and Thomas [] their procurators to act them to that effect in the books of the official of St. Andrews. Done in the burgh of Perth on [] 1551. Witnesses, Duncan Campbell, apparent heir of the said James C., John Rannaldsoun and John Williamsoun. 61a.
109. Receipt by the said masons granting that on 12th October [1551] they had received from George Johnstoun the sum of £5. Witnesses, Alexander Blair and Andrew Cragy. 61b.
110. Receipt in similar terms dated 24th October 1551. Witnesses, John Bonar and Andrew Cragy. 61b.
111. Instrument narrating that Isobell Liddale, Lady of Cragy, and Patrick Hepburn, Adam Hepburn and George Hepburn, her natural sons, of their own free wills and for reasonable causes, renounced their liferents in a waste land with "tail" (*cauda*) and pertinents lying in the burgh of Dundee, between the land and tenement built and inhabited by the late Peter Ramsay on the east, the common Queen's highway on the north, and the land of the late David Rollok, now pertaining to George, Earl of Rothes, on the west, and lineally descending to the sea with said "tail" on the south, in order that Patrick, bishop of Moray, commendator of Scone, and the convent thereof, may grant the said waste land in feu-farm to the said Earl, his heirs and assignees in terms of a charter made to them: Mr. James McGill, procurator for the bishop and convent, asked instruments. Done in the lodging or college of Lady Cragy in the burgh of Perth on 25th October 1551. Witnesses, Robert Crechtoun of Innerte, Mr. William Hepburn, William Dwn, Dion Moncreif, yr. (?), and Andrew Cragy. 61b.
112. Instrument narrating a contract of marriage (dated at Scone 2nd April 1551) between Robert Creichtoun of Innemyty, on the one part, and Isobell Liddell, Lady Cragy, on the other part, whereby it was agreed that the said Robert should marry the said Isobell between the date hereof and Midsummer day next, or sooner if they please, and because he was to have "greit profite of the said Isobell in landis, liferentis, gudis, money and vtheris," that he should with all diligence by Whitsunday next cause himself to be entered and seised in his lands of Innernite, with place, woods and fishings, Tulibeltane and Ragortoun, and a

son and apparent heir, Archibald Moncreiff of Eister Moncreiff, George Irland of Burnbane, David Dischingtoun and Mr. John Moncreiff, notary public. Witnesses to the instrument, the said Alexander Abircrommy, Mr. John Moncreiff of Wester Rynd, William Tyre, burgess of Perth, Thomas Abircrumby, James Moncreiff and Patrick Blinsele. 63a.

114. Instrument (*much obliterated at beginning*) narrating an obligation by Robert [] relating to the repair of his "lugging" and tenement [? occupied by] Adam Blakwod, burgess of Perth, lying on the north side of [] between the lands of Da[] and the heirs [of Allane Robertstone on the west and east, and the [] of the late Alexander Tyre and the common way on the north and south, by which he binds himself, his heirs, executors and assignees, (1) to pay to Blakwod the expenses made or disbursed by him "in bigging, repairing, mending and vphalding" the back stair of the said tenement "in stane, tymmer, werkmennis feis, vtheris necessaris and busnes qubatsumeuir belanging thairto"; (2) "to allocat the samyn in" his rent, "as he or thai will gif in bill and mak fayth thairupone"; (3) to allow likewise all expenses incurred by him on the "wyning, recovering and vptenyng of the bak galry" of said lodging; and (4) neither to remove him, his spouse, nor their heirs, therefrom till the expenses incurred are completely satisfied and paid: The granter appoints Masters James Rolland, David Gaw and John Brown as his procurators to act him in the books of the official of St. Andrews principal. Done in the house of said Adam Blakwod in the burgh of Perth on [date wanting]. Witnesses, Edward Dougall and Sampson Mar. 64a.
115. Instrument narrating that Peter Cochrane, Andro [] and Allane [] in Inchschiray, cautioners for George, Earl of [Errol], by the extension of their right hands, bound themselves to pay and deliver to Patrick, bishop of Murray, commendator of [Scone], and the convent thereof, or their assignees, the sum of £100 Scots (viz. :-£50 at Candlemas next, and £50 between Candlemas and Midsummer day 1552) in full payment of the "teind penny," to the date hereof, of the lands, lordship and barony of Errole, half lands of Inchschiray with fishing of the same, two parts of the lands of Inchownane, twenty "oxingang" of Claischbany and other lands pertaining to the said Earl, lying in the sheriffdom of Perth, all as contained in decreets obtained against him before the Lords of Council by the bishop and convent. The said cautioners appoint Masters James McGill, Thomas McCalzeane, David Borthik, George Strang, John Abircrommy and Patrik Irland their procurators to act them in the books of Council. Done (*apparently*) in the bishop's lodging in the second year of Pope Julius III [? 1551]. Witnesses, Mr. Andrew Strang, David Trumbill, James Henrisoun and Sir James Wallace, rector of Unthank. 64b.
116. Instrument¹ (*defaced at beginning*) narrating that in the tolbooth of Perth James Brisone, [merchant, burgess of Perth,] desired that the sheriff-depute should order a transumpt to be made of a protocol contained in the protocol book of the late Sir Thomas Valcar, notary, and that this was done after parties having interest were cited by proclamation at the window of the tolbooth: The protocol narrates that, on 13th March 1534-5, Agnes Broun, sister and one of the heirs of the late Andrew Broun, burgess of Perth, under reservation of her liferent, resigned her third part, and that John Peblis, son and heir of the late Duncan Peblis, burgess of Perth, resigned his two parts of that land, as well front as inner, lying on the north side of the North Street of Perth between the lands of the abbot and convent of Cupar and of Symon Diksoun on the east, and the land of Dionisius Caweris on the west, into the hands of James Balnavis *alias* Piper, one

¹ Cf. No. 120 *infra*.

- of the same of the Town, who thereupon gave saime thereof to the scrivener James Hering in a Mercator's book, in usual form; and that the same book was put in the register on the 10th by Henry Malome, factor at Perth, in the year of that date, both of work done in the foresaid tolbooth, and also by the said John Delev and spouse; also gave the same to the clerk who he presented betwix the said spouse, whom he had married, and a witness of the register, with a booth was a witness of the same, and the said John Delev, to Robert Malome and Margaret Gray, his wife, burgesses, and was sold by Malome to the register in the tolbooth, and was done in the tolbooth of Perth on 13th March 1534-5. Witnesses, to the protocol, Thomas Law, Robert Barroch and Thomas the treasurer, sergeants. Witnesses to the transumpt, Alexander Blair, Sir Malcolm Ramsay, Andrew Craig, notaries public, William Thomson and John Gray, Archibald Campbell and William Watson, clerks of the sheriffdom of Perth. 65a.
117. Instrument narrating that Sir Robert Andersoun *alias* Jak, William Aylestone *alias* Jak and Margaret Olphant, his spouse, granted that they had received, on the date hereof (after a 30 days' warning), upon the assent of the parish church of Perth, from James Gray of Mekill Buttergask, brother german and assignee of Patrick, Lord Gray, the sum of 210 merks of weith, and 274, 118, 8d. Scots for redemption of the last lands of Mekill Buttergask, now occupied by James Gray and Robert Paterson, lying within the barony of Buttergask and sheriffdom of Perth, and of the third part of Barmunzie (occupied by David Hays and Robert Andouling) in the barony of Alvaik and sheriffdom thereof, granted in warranture of the lands of Mekill Buttergask, in terms of the transaction given thereupon. They declare the lands to be lawfully purchased and renounce the charter and all other evidents granted by Patrick, Lord Gray, to them. Done in the chamber of the said Sir Robert Andersoun in the burgh of Perth on 6th November 1551. Witnesses, David Brys in Ballindrum, Gilbert Gray there, James Gray, Thomas Robertsoun, Lawrence Wilsoun, bakers, John Olphant, younger, Andrew Craig and the notary. 65b.
118. Memorial in narrating that Thomas Robertsoun, baxter, burges of Perth, granted that he had received from Sir Robert Jak, William Jak and Margaret Olphant the sum of 500 merks, and obliged himself that he should be forthcoming to them when required, to be laid out upon land. Date and witnesses same as in No. 117 *supra*. 66a.
119. Acknowledgment by Patrick, [Bishop of Moray] and commendator of Scone, granting that he had received from James Hering in [] the sum of 215 merks Scots as the price of seventeen [?] bolls wheat, duly appraised to the said sum, in part payment of the "tent penny" of the lands and barony of Barmunzie, and quitclaiming Hering thereof for now and ever. Done in the burgh of Perth on [] December 1551. Witnesses, Sir William Aylestone, granitar, Sir James Sybbot and Andrew Monro the clerk. 66b.
120. Instrument of Transumpt, in same terms as No. 116 *supra*, made at the instance of James Brice, merchant, burges of Perth, from the protocol made in the late Sir Thomas Weir, chaplain and notary public, parties having died, and being duly edited affixed to the market cross and doors of the tolbooth. The protocol, which was dated 13th March 1534-5, is not English, and the book; the name of the sheriff-depute appears to be Humphrey [Black] of Fyndony. Done in the tolbooth of Perth on [] 1551. Witnesses, Mr. Lawrence Olphant, vicar of Fowlis, Sir Henry Elphinstoun, Sir Thomas Bewall, Sir Malcolm Ramsay, chaplains, Alexander Bair and Robert Alexander, notaries public. 67a.

121. Instrument narrating that Andrew Murray, burges of [], acknowledged that he occupied and fished "[] of the Stok vpoun the Watter of Tay" pertaining to James Campbell of Lawers in heritage, from the feast of St. Andrew 15[] to the Assumption of our Lady "callit Vpwerk" [15th August] 1551, by virtue of a tack granted by Campbell to him, for payment of £40 Scots, which yet rests unpaid to Campbell. Done in the house of George Johnsoun in the burgh of Perth on [] 1551. Witnesses, George Johnsoun, William Burrye, burgesses of Perth, William Menzeis and Duncan Campbell. 67b.
122. Instrument of Sasine following upon and narrating a precept of sasine (dated at Perth 10th February 1551-2) by Thomas Ros, heir of the late John Chalmer of Balnacrocht, directed to Thomas Orly (or Orlye), his bailie in that part, for infesting Andrew Moncreif and Jonet Oliphant, his spouse, in conjunct fee and the longer liver of them and the heirs lawfully procreated or to be procreated between them, whom failing, Andrew Moncreif, brother-german of said Andrew, his heirs and assignees whomsoever, in an annual-rent of 10 bolls bear of sufficient market good furth of his lands of Balnacroich, Fidlareland and Pituessy, lying in the barony and regality of Abirnethy and sheriffdom of Perth; to be held of the granter in blench farm for payment of two pennies Scots, two roses and two pairs of gloves, at the said lands of Balnacroich, on Whitsunday or Midsummer day, conform to charter made thereupon: Whereupon the bailie gave sasine to the said Andrew, personally accepting, and to Andrew Gibboun, attorney for Jonet Oliphant and Andrew Moncreif, younger, by delivery of a handful (*portionis*) of bear. Done upon the ground of said lands on 12th February 1551-2. Witnesses to the precept, Mr. Laurence Oliphant, vicar of Fowlis, James Ros of Ochtingevin, Sir Laurence Ramsay, vicar of Kynnoull, and Thomas Coit, presbyters. Witnesses to the sasine, Patrick Small, Sir Robert Layng and Sir Alexander Gaw, presbyters and notaries public. 67b.
123. Instrument narrating that Patrick [Hepburn], bishop of Murray and commendator of the abbey of Scone, for the love, favour and kindness which he bears to Johne, Earl of Atholl and Balwany, and for the sum of £40 Scots received from him, has discharged the Earl and his heirs and the heirs, executors and assignees of the late Thomas Quhit, cordinar, burges of Perth, of the sum of £100, for payment of which Quhit, as cautioner for the late Dame Jonet [Campbell], Countess of Athole, "guddame" to the Earl, was acted in the books of the official of St. Andrews to the late Alexander [Stewart], bishop [of Moray] and commendator of said abbey, predecessor of the granter, as the process led thereupon bears: He also discharged the said Earl and his heirs of all payment of "teynd pennies" due from his lands lying within the sheriffdom of Perth, and of all "teynd penneis of mariagis vnto the dait present" due by him or his predecessors. Done (*apparently*) in the bishop's lodging in Perth on 13th January 1551-2. Witnesses, William Moncreif of that Ilk, [*awsted*] of Garintuly, Thomas Ros of Cragy, George Lesly, [] Lesly and Andrew Moncreif, elder. 68b.
124. Instrument narrating that John Creichtoun of Strathurd compeared personally at the high altar of the chapel of St. Nicholas in Lanark, and there produced and caused the notary to read (1) a reversion granted by the late James Auchinlek of that Ilk, knight, to the late George Creichtoun of Carnis, knight, predecessor of the said John, for the redemption of the lands of Grevistoun and Gellishauche in the sheriffdom of Peebles, the lands of Carinhill in the sheriffdom of Edinburgh, and an annual-rent of £10 furth of the barony of Strathmonth in the constabulary of Linlithgow, and (2) two public instruments under the notes of Sir Walter Robertstone, presbyter, and John Ormistoun, clerk (dated 17th

149. Memorandum in writing, touching the warming made to Thomas Myddelton, knight, of the shire of Hereford, of his possession of these lands, called *Widdoway*, in the shire of the county of Angus, and Williamson, in the shire of Perth, which Myddelton, knight, was tenant of, to Alexander Archibald, a younger son of Alexander, knight, deceased, at the date hereof within the shire of Perth, in the year of our lord's reign the first year at the high altar from the said Myddelton, knight, in full redemption of a conveyance and a conveyance which he had made and purchased, and then upon the said Myddelton, knight, to have and to hold, upon the livery of a gold ring, with the key of the said Myddelton, knight, and entering his voice offered to be taken, to be taken, to be taken, to the prison, paying interest thereon, and that the said Myddelton, knight, should not appear nor any one on his behalf, to be taken, to be taken, to be taken, to the prison, but that the release of the said Myddelton, knight, and absence of said Myddelton, knight, should prejudice him, but that he should have free fish and fowl in the said Myddelton, knight, and annual rent as lawfully redeemed. Done at Perth, the said day, on 15th April 1552. Witnesses, David Petscotty of Perth, Alexander Ruthven of Ardenoch, James Thomsoun, John Dunsour, Alexander Craichmond. 69a.
150. Instrument *inquit* *inter alia* narrating that Mark Lamb, son of [redacted], [redacted] thecroft of land commonly called [redacted], with the toft and yard thereto, lying within the barony of Kynmowland and shireffdom of Perth, in the shire of Perth, [redacted] [redacted] [redacted] [redacted] of Canthock and the Ward, on the south, and there, of his own free will, full state and sane *pro parte* *propria* of the said croft to Alexander Lamb, the said form, in terms of a charter of alienation made to him thereupon. Done on 23rd [redacted] 1552. Witnesses, Alexander Baxter and John Moresoun. 70a.
151. Memorandum narrating a precept of sasine (dated at Moncreiff 2nd June 1552) by William Monreit of that ilk, directed to Patrick Craichmond, his eldest son, and to Andrew Rollok of Duncrub and Mariota Craichmond, his spouse, and the longer livery of them in life rent, and George Rollok, their son and apparent heir, his heirs and assignees, heritably, in full redemption of his many quarters of the manor of Moncreiff and the lands thereto, and of the Mains, with penchels and pertinents, beginning on the east *et* *pro* of the manor of Mains (now occupied by the granter), with the said penchels and pertinents and astricted culture of the same, and the said livery of the lands of West town of Moncreiff (now occupied by Patrick Craichmond) lying in the barony of Moncreiff and shireffdom of Perth, and of the lands of Tychindald, lying in the said barony by the north, and within the shireffdom of Fife. To be held of the granter in full redemption, in terms of a charter granted by him thereupon. Sasine *pro parte* of the said livery on 7th June 1552. Witnesses to the precept, Patrick Craichmond, son of Craichmond, William Blak, William Monreit, son and apparent heir of the granter, Humphrey Rollok in Perth, George Rollok in Perth, Patrick Craichmond and the notary, William Craichmond, John Spens of Comly, Alexander Boyd of Perth, Robert Watson, Adam Craichmond and James Spens. 70a.
152. Instrument of sasine proceeding upon, and narrating a precept of clare *pro parte* of Perth, [redacted] 1552, by George, Earl of Errol, Lord Hay, Constable of Scotland, directed to Robert Scot, his baillie in that part, narrating that, at an request before William Ruthven of Cowgask, sheriff-let of William, Lord Ruthven, sheriff principal of Perth, it was found that John Ramsay of Marg, father of William Ramsay, died at "Pinkertland" last vest and seized as of fee at the faith and peace of the

Queen in the lands of Mwry lying in the granter's barony of Errole within the sheriffdom of Perth, except the sunny third part of the said lands belonging to Catrine Scot, relict of the said John Ramsay, in conjunct fee; that the said William Ramsay is the lawful and nearest heir of his father in said lands; that he is of lawful age by reason of the act made at "Pinkartcleuch" in the last conflict stricken against the old enemies of England; and that the lands are held of the Earl in chief, for payment of 7 merks Scots yearly with services due and wont: He therefore directs his bailie to give sasine to the said William Ramsay accordingly. Sasine given by the bailie on the ground of said lands on 23rd March 1550-1. Witnesses to the precept, []yre and the notary. Witnesses to the sasine, David Scot, John Scot, Alexander Leidfreische, George Sempill and Sir James Scot. 71a.

128. Instrument narrating that Patrick, bishop of Murray and commendator of Scone, granted that he had received from Patrik Eviot of Balhossy the sum of £42, 13s. 4d. Scots, in complete payment of the "tent penny" of the barony of the lands of Balhoussy, "tenent and tenandry," for all years preceding the date hereof, and that, therefore, he, for himself and his successors, abbots or commendators of Scone, discharged the said Patrick Eviot and William Aleis, his cautioner, thereof, "saifand just calculatioun gif the said tent penny extendis to ane mair sowme nor said is; and the said reverend fader, nochtwithstanding the payment of the foirsaid tent penny maid to him, gif it beis fundin that the samyn tent penny or ony part thairof be payit in the bukis of vmquhile Dene Johne Clerk or ony utheruis sufficientlie, in that cais band and oblist him and his successouris of the said abbay to content and pay and randir agane the foirsaid sowme or ony part thairof that beis fundin sufficientlie payit to the said Patrik," or else to allow the same in the first payment of the mails, duties and teinds of "Sconishaugh" and fishing of [wasted]. Done in the lodging of the bishop [in Perth] on [? 3rd] January 1551-2. Witnesses, Mr. Da[], [] Eviot and Robert Gib. 71b.
129. Instrument narrating that Andrew Rynd, burgess of Perth, compeared in a court held by Alexander Ray, one of the bailies of the said burgh, and declared that he had leased in tack¹ his office of clerkship of the community of said burgh, with the profits of the same, to John Mychell and Sir Henry Eldar, personally present, to be divided equally betwixt them, for eight years from their entry, which was to begin at the feast of All Saints 1552; and that the profits of said clerkship extend yearly to £20, and in eight years to £160, and that he has received beforehand from them full payment in counted money of all the profits of the office during the said space: Further, narrating that in case Mychell and Eldar, their heirs, assignees or subtenants, should be disturbed or in any way hindered in their enjoyment of the office or in uplifting the profits thereof, or should Rynd die within eight years after their entry, Rynd with consent of his wife, Alison Dundas, who in the absence of her husband swore that she was not coerced, resigned an annual-rent of £16 Scots furth of his land lying on the south side of North Street of Perth, between the lands of Oliver Maxtoun on the west, the lands of the late John Cars on the east, the garden of Robert Patillo on the south, and the public street on the north, into the hands of the said Alexander Ray in favour of Mychell and Eldar in security of said clerkship, for sasine to be given equally between them (viz £8 in favour of each, their heirs and assignees); the said sum being uplifted yearly until they are paid £160, and providing that the profit of said office should always be allowed in payment of the said sum of £160 and that the said land should be disburdened of such sum: Whereupon the said bailie gave sasine in usual form on the ground of said land on 15th February 1551-2. Witnesses, John Cristy, burgess of Perth, and Alexander Baxtar, sergeant. 72a.

¹ See No. 171 *infra*.

134. Original receipt by Sir Johne Marschell, chaplain, son and heir of the late John Marschell, merchant, granting that he had received from Thomas Robertsoun and Violet Henry, his spouse, the sum of 50 merks Scots for the booth which he sold to them conform to his charter of alienation,¹ and discharging them, their heirs, executors and assignees thereof. At Perth 17th September 1552. Signed and written by the granter. Witnesses, George Quhite, Sir Robert Rollok and Walter Smetoun, notaries. 74b.
135. Instrument narrating that Grissell [Duncanson],² relict of Thomas Ros, has set in tack to Alexander Beyne and another [*name cut away*] and the longest liver of them the teind sheaves of Magdalenis for three years from their entry at the feast of Lammas 1548, so that they get three teind crops thereof; that she holds herself thankfully paid beforehand at this date of the sum of £20 and discharges them and all others; and that she has bound herself, her heirs, executors and assignees, to warrant the said tack. Done in the burgh of Perth on 10th [] 1547. Witnesses, William Cok, baker, burghess of Perth, William Scharpe, quarrier (*lupiceda*), and William Cok, younger. 75a.
136. Instrument of Transumpt (*imperfect*) narrating that in a court of the sheriffdom of Perth held in the tolbooth thereof Patrick [Eviot] desired Umphrey Rollok in Findony, sheriff-depute of said sheriffdom, to order a transumpt to be made of a protocol from the protocol book of the deceased Sir Thomas Walcar and that this was done after parties had been cited at the market [cross] and gate of the tolbooth: The protocol is of an Instrument of Sasine proceeding upon and narrating a precept (dated at Perth [— July 1539])³ by William, Lord Ruthuen, sheriff of Perth, directed to Williame Andersoun and James Chalmyr, mairs of the sheriffdom, for infesting, in terms of a precept from chancery, Patrick Eviot as nearest and lawful heir of William Eviot of Balhoussy, his father, in the lands of the barony of Balhoussy, with mills, tenants, tenandries and services of free tenants; upon which precept the said William Andersoun gave sasine at the manor of Balhoussy on 3rd July 1539: The transumpt is declared to be as authentic as the original, or as if it had been made by Sir Thomas Walcar during his life in authentic form. Done in the Tolbooth of Perth on 8th May 1545. Witnesses to the sasine, Sir Patrick Zoung, vicar of St. Anne, Robert Eviot, uncle of the said Patrick Eviot, Thomas Ray, Laurence Pullour, John Elder, James Andersoun and John Wentoun, burgesses of Perth. Witnesses to the transumpt, Mr. Laurence Oliphant, vicar of Foulis, Sir Walter Ramsay and Sir William Blaky, chaplains and notaries public, and David Blinsele. 75a.
137. Instrument of Sasine following upon and narrating a precept (dated at Perth 10th June 1548) by Jonet Haliburtoun, one of the three heirs of the lordship of Dirltoun, with consent of her husband, William, Lord Ruthuen, sheriff of Perth, addressed to William Andersoun and John Arth, his bailies in that part, for infesting their second son, James Ruthuen, for the love she bears him, in her lands of Over Colcuichir (occupied by Umfrid Rollok) lying in the barony of Forgundeny and sheriffdom of Perth, conform to her charter granted to him thereupon. Sasine given upon the ground of said lands on [] 1548 by the said William Andersoun to John Arth, attorney for the said James Ruthven. Witnesses to the precept, Laurence Ruthuen, Patrick Broysoun and Alexander Lyndes[ay] and others [*leaf wasted*]. Witnesses to the sasine, Umfrid Rollok, Robert Rollok, William Rollok, John Rollok and James Douglas. 76b.

¹ Cf. No. 132 *supra*.

² Cf. *Reg. Mag. Sig.*, iii, No. 2761; No. 19 *supra*.

³ Cf. *Exchequer Rolls*, xvii, p. 769.

138. Instrument narrating that Thomas O'Quart of Ireland passed to his daughter the Acre of Fougundeny (occupied by William Methven) with the sum of £1000, to buy a 1/2 sheutill of Perth, and thereunto the said Thomas gave a bill of an amount of 15 bolls victual (wheat and barley) of the best market good, measured with the fair measure, to be delivered to the said John O'quart, burgess of Perth, and Margaret his wife, his spouse, and the longer liver of them, to be held by the said John O'quart of Fougundeny, their droghes, and the Acre of O'quart, their son and apparent heir to be held by the said John O'quart, his spouse (by the hands of said droghes) in full fee, and the longer liver of them and their assigns, to be held in terms of a charter which he, with consent of the said John O'quart, was granted to them. Done on the ground of Scotland on the 27th April 1547. Witnesses, Andrew Gibson, James Macgill and Wedgewater and Sir John Canawath, notary public. 77a.
139. Instrument narrating that Henry Merschell, burgess of Perth, of his own free will and full consent of money paid to him, granted in feu farm to Alexander Paterson, burgess of said burgh, and Joanna Piper *uxor* burgess of said burgh, and the longer liver of them in conjunct indilfment as to the land lawfully procured or to be procured between them, when taking to the heirs of the said Alexander whomsoever and his assigns, the "southwest pece fall of his yard," extending to eleven fathoms length and two and three quarter ells in breadth, lying on the south side of South Street of said burgh, between the yard of Walter Paterson and the garden on the east, the kahn and granary of Eugenius Bunch on the west, the common street of the Spey-stank on the south, and the remainder of the grantee's plot on the north: To be held of the Queen and her successors for payment of $\frac{1}{2}$ *ij* *sc* *ted*. Further, reciting that Merschell granted wardandice, and reserved to himself and Janet Paterson, his spouse, and the longer liver of them, the entry and exs to the Spey-stank through said pece of garden only, and that he resigned the said rights into the hands of [] Blair, one of the burgesses of Perth, who thereupon gave sasine to the said Alexander Bunch and his spouse on the ground of said yard on 12th February 1547. Witnesses, Andrew Anderson, Robert Lezyn, Alexander Bunch and John Stank. 77b.
140. Instrument narrating the resignation of a piece of land with yard lying in the South Street of the burgh of [Perth], between apparently the same boundaries as the preceding subjects on the east, west and south and the High Street on the north, into the hands of Alexander Bunch, one of the burgesses of said burgh, who gave sasine thereof to Henry [Merschell:] and Janet Paterson, his spouse, and the longer liver of them in conjunct indilfment, and the heirs and assigns whomsoever. Done upon the ground of said lands on *pro ted*. Witnesses, Alexander Binche, younger, Walter Sowtar, Nicolas Ranaldson and Alexander Barbour, scribe. 78b.
141. Instrument *relative to the beginning*, narrating a transcript made judicially after due proclamation at the market cross and gate of the burgh of Perth, from the protocol book of the late Sir Thomas Wolcar at the instance of John Murray. The protocol narrates that, on 8th March 1552, James Loufit of Williamstoun promised to pay and deliver to John Murray in name of dowry with Mariana Loufit, his daughter, the sum of 240 *sc* *ij* *ij* *sc* *ted* marks at the next feast of the Nativity of John Baptist, and 100 marks yearly at said feast until the £40 is wholly paid, and that he should do his exact diligence to cause the said John and Mariana to succeed and enter, and to provide them in due time, to be seick of the lands of Williamstoun which he holds of the Monastery of Inchaffray *in* *ville* *Missarum*, to be enjoyed by them after the decease

of himself and his spouse : Further, he constituted and appointed them his assignees and subtenants to his tack, or any other tacks to be acquired by him in future for terms agreed upon and to run, and agreed to let them have half of his utensils and household goods, and to keep his said daughter for three years immediately following, within which space Murray should provide himself with some competent tack if Loutfit should survive to the end of the three years : In consideration thereof, Murray was to solemnize marriage with Marriana as soon as possible, and to entertain her at board, bed, and other rightful requisites as becomes a husband to a wife. The parties appoint Masters James Rolland, James Spens, John Robertson and John Bonkill their procurators to act them in the book of the official of St. Andrews principal to observe the premises. Done in the house of Oliver Maxtoun within the burgh of Perth on 8th March 1538-9. The transumpt is declared to be as authentic as the original or as if it had been made by Sir Thomas Walcar during his life in authentic form. Done in the tolbooth of [Perth] on [*leaf wasted*]. Witnesses to the protocol transumed, Alexander Maxton of Coltoquhey, Andrew Toscheocht in Monzei, Robert Maxton and Oliver Maxton, burgesses of Perth, and Sir Alexander Musche, chaplain. Witnesses to the transumpt, Mr. Laurence Oliphant, vicar of Foulis, Sir Walter Ramsay and Sir William Blak, chaplains and notaries public, and David Blinsele.

79a.

142. Instrument¹ narrating that William Andersoun, one of the officers of the sheriffdom of Perth, in terms of a precept by William, Lord Ruthven, sheriff of Perth, passed (1) to the lands of the Mains of Drummy (occupied by George Irland and Gilbert, his son) lying in said sheriffdom, and (2) to the half of the lands of Flaweraig and mill thereof, lying in the barony of Glendoyok and sheriffdom foresaid, and there entered and cognosced Jonet Ogilvy, relict of the late John Kynnard of that ilk (William Kynnard being her attorney), to her reasonable terce of the said Mains of Drummy and one-half of the lands of Flaweraig with one-half of the mill, wood and meadow thereof, namely the sunny portion of the same, in which the said John Kynnard died at Pinkiecleugh last vest and seised as of fee at the peace of the Queen, by delivery [to her attorney] of turf and thatch (*cespitis et tecti*), as is done in like cases, and according to the form and tenor of her service and precept. Done on the ground of said lands respectively on 24th April 1548. Witnesses, William Robertson, Gilbert Ireland, Andrew Malcolm, John Bruis of Fingask, Patrick Gray, John Gowne, John Bruis and Sir David Lude, notary public.

79b.

143. Instrument (*much defaced*) narrating that Sir Thomas Colt produced letters of presentation to the chaplainry of St. Felan, the Abbot, situated in the parish church of Perth on the east side thereof behind the high altar, made to him by Adam, prior of the place of the Carthusians near the burgh of Perth ; which letters he delivered to Sir John Sym, who after reading and publication of the same, in terms thereof and in name of said prior and convent, instituted Sir Thomas into the possession of the said chaplainry, with the annual-rents, fruits, rights and offerings thereof, with the requisite solemnities, by delivery of the cup, missal book and priestly vestments of the altar, and inducted and invested him therewith. Done at the altar of St. Felan foresaid on [*leaf wasted*]. Witnesses, Sir Thomas Colyne, Sir David Gib, Sir John Syde, Sir Thomas Gibsone, Sir Alexander Musche, Sir David Zoung, vicar of Tibermwir, and Sir John Gray, chaplains, Walter Balnafis *alias* Pippar, elder, one of the bailies of Perth, and John Gregour. Co-notary, John Merschell, dean of Christianity of Gowry.

80a.

¹ Cf. *Exchequer Rolls*, xviii, p. 428.

144. Instrument *in fine et beginning* narrating that James Andro, shepherd of Lathen, by constituted Constable Constantine Smeil and John Andro, his brother, his servants or clerks, messengers and subtenants in and to the burgh of Perth, [constable of Lathen] [sic] lying in the [parish] and regality of the archbishopric of Perth, which are held by tack and avocation from Patrick, bishop of Moray, commendator of the abbey of Stone, and the convent thereof, for 19 years from Whitsunday 1546: They are to have the said tacks and lands of the bishop and convent and the tacks and lands from the decease of Janet Watsone, mother of the said James Andro, which shall be their entry thereto, till such followand years, and to have the said tacks and lands of the said James Andro, which are held by tack and avocation from Patrick, bishop of Moray, commendator of the abbey of Stone, and the convent thereof, for 19 years from Whitsunday 1546: They are to have the said tacks and lands, and to peaceably enjoy and labour by themselves or their clerks, till the complete end of the 19 years in terms hereof, they pay, and to have therefor to the bishop and convent as contented the cur. Done in the parson of Mr. Alexander Makbrick within the burgh of Perth on [] 1547. Witnesses, John Syde and Hans Stone. 80b.
145. Instrument *in fine et beginning* narrating that Donald, abbot [of Coupar Angus, John Campbell of Family], Com. Campbell of Ardinglas, Alexander Campbell of Auchinbrek and Dougall [Campbell], his son and heir, and themselves as cautioners for Archibald, Earl of Argyll, to pay to the Lord of Arskyn, and William [?], Lord of Irvingston, then lords, execution and assigners, between the date hereof and 8th April 1547, the sum of £1333. 6s. 8d. [?], viz. to each of them £666. 3s. 4d., with their knowledge the Earl had received in pure loan *pro mutuo*. The Earl of Argyll binds himself to free and keep skaitbless his said cautioners, and they constitute John [Erskine], commendator of Inchmahon, and Sir James Nicholson their lawful procurators to compare before the commissary of the Chapel Royal of Striving and act therein his books for payment and rebet as above. Done within the burgh of Perth on *per a ritid*. Witnesses, Mr. Alexander Campbell, brother-german of the said Earl, Sir James Rollok, presbyter, Sir Archibald Keir, presbyter and Sir Robert Rollok, presbyter and notary public. 81a.
146. Instrument of Sasine following upon and narrating a precept of sasine given at Perth 7th November 1547 by William, Lord Creichtoun of Salsburgh and Kynnoul, directed to James Donyng (?), [?], John and Alexander Lymbell, his babies in that part, for infetung Alexander Lymbell, Burgess of Perth, his heirs and assignees, in that acre of land, house and garden formerly occupied by Janet Sowtar and now by Constantine Langstone, lying in the barony of Kynnoul and sheriffdom of Perth, which sasine is namely pertained to John Chartis of Cuthberton, from whom they were appraised, sold and assigned by Andrew Lymbell, messenger, in terms of letters obtained by the said Alexander Lymbell, against him, for certain sums of money, in terms of the precept of appraisung, [?], thereupon: To be held of the grantor and his heirs and assignees yearly of 10 shillings and a pence Scot. in name of feu-tarm, as contained in his charter. Sasine given by the said Alexander Lymbell to Lymbell on the ground of said subjects on [] 1548. Witnesses to the precept, Mr. Robert Menzies, Mr. Cuthbert Crage, Alexander Lymbell, Lymbell of Perth, James Donyng (?), John Creichtoun, Cuthberton, Lymbell, James Pypar, Thomas Garray and Sir Robert Rollok, clerk, and Walter Smetoun, notaries public. Witnesses to the sasine, James Pypar and John Smetoun, burgeses of Perth, John Adam, William [?], the d., Finlay Wilson and Mr. Cuthbert Crag. 81b.
147. Instrument *in fine et beginning* narrating that Robert Gray obliged himself to pay to Patrick, [bishop of Moray and commendator] of Stone, and the convent thereof, for 16 bolls bear and [] bolls meal

for teind sheaves intronitted with by him of the crop of the year [] and £5, [10s. ?] 9d. for 4 bolls, 3 firlots [] due by him of said teinds for the crop of the year [], extending to the sum of £50, 19s. [9d. ?], between this and the feast of Candlemas next; and (2) to pay and deliver to the bishop and convent or their granitar yearly, between Christmas and Candlemas, for the three years next to come, one chaldre bear and 25 bolls meal for the half of the teind sheaves of Montago leased by the bishop to him, the first term's payment beginning between the above terms next to come and so on yearly during the three years. He appoints Masters Thomas M'Calzeane, George Strang, Richard Strang, John Abircromby, John Douglas, Sir Thomas Suentoun and James Hendersone his procurators to act him in the books of the Lords of Council for fulfilment of the premises. Done in the bishop's chamber in said monastery on [leaf wasted]. Witnesses, Sir James Wallace, Andrew Moncreif, younger, and William Moncreif. 82a.

148. Note that the bishop has obliged himself to take victual for the said 24s. "samony bollis as he lais in betuix this and the said purification." 82a.
149. Instrument (*defective*) narrating that Robert Sinclair in Litill Blair, George Narn, John Ireland of Parkheid and Robert Allansoun, by the extension of their hands, bound themselves, as cautioners for Thomas Og[], [Ale]xander Hereis, Thomas Wychthand in Weltoun of Crucheis, John Thomson, Rannald Broun and Andrew Broun in the Mains of Crewcheis, and John Baxter and Andrew Sowtar in Haltoun of Crewcheis, to pay to Patrick, bishop of Moray, perpetual commendator of Scone, and the convent thereof, the sum of 500 merks Scots (viz. :—400 merks between the date hereof and 12th March instant, and 100 merks between 12th and 25th March) for new tacks of the foresaid lands of Crucheis to be granted to the said Thomas Og[] and others. The said cautioners appoint Masters James M'Gill, Thomas M'Calzeanne, George Strang, Richard Strang, John Abercromby, David Borthik and Thomas Kincragy their procurators to act them in the books of the Lords of Council to observe the premises. Done in the bishop's lodging in the burgh of Perth on [] 1548. Witnesses, Sir Thomas Wallace, rector of Unthank, Thomas Symson (?), Andrew Wallace, chaplains, and Mr. Andrew Strang. 82b.
150. Instrument (*imperfect at beginning*) narrating that Andrew Scott, Malcolm Moncreif and James Henry [? in] Kirkton Malar became cautioners for John Ros of Cragy that he would pay to Patrick, bishop of Moray, commendator of Scone, and the convent there, the sum of £200 Scots (viz., £50 at the feast of St. Andrew next, £50 between that term and Whitsunday 1548, £50 between that term and Martinmas immediately following, and £50 between that term and Whitsunday 1549) as "gratitude" for a new infestment of the lands and fisheries of Cragtoun¹ made to him and Isobell Liddell, his spouse. The said cautioners appoint (1) Masters Patrick Scott, David Gaw, Thomas Strang, John Douglas, Andrew Strang, John Robertstone, Thomas Hery and John Broun their procurators to act them in the books of the official of St. Andrews principal, and (2) Masters Hugh Ryg, Thomas M'Calzeane, George Strang, Richard Strang, John Abercromby, John Douglas and Andrew Strang their procurators to act them in the books of the Lords of Council, the said John Ross relieving his cautioners of this instrument. Done in the burgh of Perth in the garden of the bishop's lodging on [leaf wasted]. Witnesses, Sir William Gill, William Sinclair, Alexander Abirneithy, Andrew Moncreif and James Robertstone. 83a.
151. Instrument (*defective*) narrating that one of the officers of the sheriffdom of Perth, in terms of a precept by William, Lord Ruthven, sheriff of said

¹ Cf. No. 17 *supra*.

156. Instrument (*defective*) narrating that a baillie of Perth passed to the inner land described in No. 154 *supra* and gave sasine thereof to Patrick Balmane, blacksmith, burges of Perth, as son and heir of the late Andrew Balmane, his father, by basp and staple as is usual in the case of burges heirs in burghs, on [] 1548. Witnesses same as in No. 154 *supra*. 85b.
157. Instrument (*defective*) narrating a contract (dated at Perth 26th February 1548 9) between Patrick Balmain, smith, burges of Perth, and Andro Playfeir in Cardny, as follows:—The said Patrick Balmain, of his own free will, sells to the said Andrew Playfeir the inner land described in No. 154 *supra*, and is to cause his wife, Agnes Gray, to renounce her conjunct infetment thereof: Playfeir binds himself (1) to pay to Balmain, his heirs, executors or assignees, “fifty crownys of the sone, ilk pece extending to xxiii. vid,” of which he has already received 10 crownys, the remaining 40 to be paid between the date hereof and 25th March next in the burgh of Perth at the house of Gilbert Rettray and into his hands for the use of Balmain; (2) to warn Balmain to the receipt thereof between the above dates, lie (Playfeir) keeping two years “takis to the said Eufame (*sic*) of the said inner land fra Witsunday nixt furth.” The parties appoint Masters James Rolland, William Arthour, David Gaw, Thomas Hery, Johne Robertsons, David Russall, Johne Bonkill, Johne Broun, Patrik Scot, William Scott and George Makkiesone their procurators to act them in the books of the official of St. Andrews principal for fulfilment of the premises. Done within the burgh of Perth on 26th February 1548-9. Witnesses same as in No. 154 *supra*. 85b.
158. Instrument narrating that Robert Andersoun, one of the bailies of Dundee, and baillie of Patrick, bishop of Moray and commendator of Scone, nominated in a letter of assignation granted by him and his convent to Isobell Liddell, lady of Cragy, and Patrick Hepburn, Adam Hepburn, George Hepburn and John Hepburn, her natural sons, passed to the tenement after described, and in terms of said assignation gave sasine of that waste and burnt tenement or land with garden, lying in said burgh of Dundee before the church thereof, between the lands of George Rollok and David Rollok on the east and west, and the common street which goes by the said land and church, and the sea, on the south and north, formerly occupied by Isobell Barry and now by Peter Ramsay, to the said Isobell Liddell, personally accepting, and to Andrew Scott in Uver Kynfawnis as attorney for her said sons. Done on the ground of said tenement on 27th (?) March 1549. Witnesses, Mr. James Scrymgeour, Thomas Young, William Scrymgeour, David Moncur, James Quittane (?), [] Rychartson, and John Pantoun, sergeant. 86b.
159. Instrument (*defective at beginning*) narrating that Elizabeth Blair, relict of Alexander Blair, and George Blair, their son, as cautioner for his father, by the extension of their right hands, bound themselves, their heirs, executors and assignees, to deliver at their own expense within the burgh of Perth to Umfrid Rollok in Fyndony thirty bolls of bear (*viz.* :—ten bolls at the date hereof, ten bolls between Christmas and Candlemas 1549, and ten bolls before Candlemas 1550), for which the said Alexander Blair acknowledged himself paid beforehand by the said Umfrid Rollok and discharged him thereof: Further, the said George Blair and Elizabeth Blair and John Matho oblige themselves to pay to Rollok, his heirs, executors and assignees, the sum of £50 Scots between the date hereof and Whitsunday 1550, which sum they confessed they had received from him in pure loan, and for fulfilment of the premises they appoint Masters James Rolland, William Arthour, David Gaw, John Robertsons, Thomas Hery and John Broun their procurators to act them in the books of the official of St. Andrews principal. Done within the burgh of Perth on [] 1549. Witnesses, James Craig, David Craig and J[]

- ... and the said Untra [oblit] to
 ... on the said 11th of yettand to bollis bere
 ... from the said George to
 ... 87a.
160. Instrument of sasine narrating that John Watson, one of the mans of
 Perth, was a present by William, Lord Ruthven,
 ... of the county of Inshyrin and Drumcarne] in the
 ... there without stipulment entered and cognovied
 ... Hambloun of Prestyfield,
 ... of the shadow part of said lands, in which her
 ... as of tee at the pwe and faith of the Queen, with
 ... to the inner stabill and [to] the
 ... in the dais and the obvir, to the tottis and hous
 ... and Thome Nycho[?]on, and to William Alesoun hous,
 ... Alexander Alesoun hous, and that by delivery of
 ... Done in the shadow part of said lands and
 ... [1541]. Witnesses, Alexander
 ... John Maltman, John Alesone, James Alesone, Henry Gudwille
 ... Andrew Moyr. 87b.
161. Instrument of sasine following upon and narrating a precept of sasine
 [dated 27th [?] May] 1544 by John Ros of Cragy, addre sed to Alan
 Maxton and James Innes of Indrynne, his bailies in that part, for
 entering Isobell Lyddell, customar of Dundee, in liferent, in the lands of
 the Mans of Inchstrivy with manor and fortalice of the same, and the
 lands of Jakstoun, Balmaedy, Uver, Blalok, Rosscholey, Logybrydishill
 and Leimour, lying in the lordship of Dunfermling and shieratidom of
 Perth. Sasine given by the said James Innes upon the ground of said
 lands and at the manor and fortalice of Inchstrivy on 26th May 1544.
 Witnesses to the precept, Alexander M'Brek, provost of [Perth?], and
 others [?] Witnesses to the sasine, Robert Barclay of Stowy,
 John Rettra of Lehill, William Merschell, Alexander Peblis, Thomas
 Allansin and John Scott. 87b.
162. Instrument narrating that William Ruthven of Ballinden, of his own free
 will, acknowledged that he had received from Robert Carnegie of
 Kinnaird, as cessioner and assignee of John, Earl of Buchan, the sum
 ... Scots for redemption of the lands of Wester Auchluchtrie,
 lying in the barony of Kynnaltie and shieriffdom of Forfar, in terms of
 ... made to the Earl; and that he resigned and re-
 ... the said lands and all his right thereon to the said Robert
 Carnegie. Done in the dwelling house of Thomas White, shoemaker,
 burgess of Perth, situated within the burgh, on 12th May 1549. Wit-
 ... Mr. David Carnegie, rector of Touch, Andrew Ruthven, Sir John
 ... Richard Blantyr and James Myllar. 88a.
163. Instrument of sasine narrating that [Robert Small], cautioner for Mr.
 ... bound himself to deliver to Unifad Rollok in Fyndony
 ... of bear and four bollis of meal [between the date hereof and
 ... the Apostle next to come]. He also appointed
 ... William Arthour, David Gaw, John [?] and [?]
 ... to act him in the books [of the official of St.
 ... Done in the burgh
 ... [1549]. Witnesses, John Watsone, Thomas Condy,
 ... and George Zoung. 88b.
164. Instrument narrating that Isobell Lyddell, lady of Cragy and of the
 ... of the lands of Ballinhard and Boghall,² lying in the

² Cf. *Act. Parl. of Sir Alexander Gray, Scot. Reg. Soc.*, No. 26.
 - Cf. N. 152 167a.

lordship and regality of Scone and sheriffdom of Perth, passed to the house and two-thirds part of the lands of Ballinhard, inhabited, occupied and laboured by John Cramby, and there lawfully warned him, personally apprehended, to remove himself, his goods, household and any others from the said two-thirds lands and the houses thereof at the feast of Pentecost next; and protested solemnly that if he should remain after said feast and not remove his goods and family he should be accounted in violent possession and liable to refund to her the profits which she could have from the said lands as if she laboured and occupied the same with her own goods. Done in the house of said John Cramby and upon the ground of said lands on 22nd February 1548-9. Witnesses, James Gerdane, James Ray, Thomas Blair, Nichol Davidson and the notary. 88b.

165. Instrument of Sasine following upon and narrating a precept of sasine (dated at Perth 27th June 1549) by George, Earl of Errol, Constable of Scotland, narrating that the Queen, with consent of James, Earl of Arran, her tutor, had presented to him William Hammyltoun of Humby, desiring him to receive Hammyltoun as tenant of one-half of the lands of Dilhalie in the sheriffdom of Perth (the former tenant, whose name is obliterated, having been escheated for crime), and to infest him therein by charter and sasine: The granter, therefore, directs George Hammyltoun, his baillie, to give sasine of said lands to the said William Hammyltoun, which he did on the ground of the said lands on 27th []. Witnesses to the precept, Peter Hay of Meginche, Peter Hay, his son, Sir James Tyre, vicar of Melginche, William Tyre, Peter Cochrane, John Murray, Sir Andrew Colt and the notary. Witnesses to the sasine, Philip Quhtheid, Alexander Levingtoun, John Zoung [? in] Auld Kathy, John Peblis, John Hay, John Donyng, Edward Sinclair and Robert Scrymgeour. 89a.
166. Instrument (*imperfect at beginning*) narrating that Alexander Chalmer, [patron? of] the altar and chaplainry of St. Ninian, bishop [and confessor], founded in [the parish church] of Perth, made and appointed Sir Henry Eldar irrevocable patron of the said altar and chaplainry, transferring to him his right of patronage and advocacy (for one donation only) with all privileges, and willing this grant and translation to be as effectual as if he had sold and alienated the said advocacy and donation: Further, he for himself, his heirs and assignees, by the extension of his right hand, bound himself to observe and not to contravene or molest Sir Henry in his peaceable enjoyment of the said right of patronage or right of giving and presenting a fit chaplain to the said chaplainry of St. Ninian (for one donation only) when it shall happen to vacate; and granted that if he should do anything against the premises it should be of no effect. Done within the burgh of Perth on [] 1544. Witnesses, Sir William Gardner, chaplain and notary public, James Roreson, burghess of Perth, and John Barnis. 89b.
167. Instrument (*almost entirely destroyed*) apparently narrating sasine of a croft, house, buildings, yard and acres of land in or about Kynnowle given to Robert Paterson, Jonet [], his wife, and to their two [sons?] Alexander and John. Done on said subjects on []. Witnesses, [] Kers, Robert Sibbald, James Crenston and Walter Smetoun, notary public. 90a.
168. Instrument narrating that Henry Thorntoun, natural son of Mr. John Thorntoun, precentor of Moray, and Bessie Chalmer,¹ for her interest, passed to the personal presence of the said Mr. John Thorntoun and intimated and lawfully published to him a letter of assignment (dated at

¹ See No. 100 *supra*.

168. Instrument, 1581, granted by him to lay a dition of (a) his tack of St. Andrew's burgh, Haddington, wether of land, vassals of touns, with all his lands, tenements, and other real goods and other gear belonging to him (b) the burgh of Perth, and (c) the burghs of Perth, Dundee, and Throntoun, and (d) the burgh of Perth, the burgh of the presbytery of Moray, the burgh of the burgh of Aberdeen, Aberdeen, Arbroath, Argy, Cromarty, the vicarage of Aberdeen, and the parishes of Aberdeen, and others, with a letter of assignation of the said lands, vassals, and others, in favour of the said Henry and his heirs, executors, and assigns, to be full on 15th March 1581. Witnesses, James Kellok, and others. [MS. 10662. 100a.
169. Instrument narrating that James Barnat, [1581] Laper, burgeess of Perth and partner of the burgh of Kynnoune, and Catherine Snelat, his spouse, have set a dition of the burgh of Kynnoune, burgeess of Perth, and to Isobel Tod, his spouse, and to the longer liver of them, their heirs, and assignees, the profits and duties of the parishes of the burgh of Kynnoune [sic] est the burgh of Perth, with the burgh of Perth, for three years following the death of Patrick [sic] next to come, and that they acknowledge the same as a dition of the profits for the said three years and discharge the said Isobel and her children of an old grant warrantice to them in case of their death during the said space. Further, they appoint Messrs. James Balfour, William Arthour, Thomas Hervey, John Robertsoun, David Gaw, William Scott, David Russall, John Groun, John Huttoun and John Kerra to act them in the books of the official of St. Andrews for fulfilment of the premises. Done within the burgh of Perth on 15th March 1581. Witnesses, John Arth, mar, Laurence Blair, and Mr. William Blaky, notary. 90b.
170. Instrument *imperfect at beginning*, narrating a tack by James [] to Marke Stirling, Vicer [] his spouse, and their heirs, executors and assignees of an acre and a half of land and other subjects in the sheriffdom of Perth for three years, with warrantice in the event of their being dispossessed in possession of the lands during the tack. The granter appoints Messrs. James Kolland, Thomas Hervey, John Robertsoun, William Arthour, David Gaw and John Kattray his procurators to act him in the books of the official of St. Andrews for fulfilment of the premises. Done in the burgh of Perth in the house of Alexander Fern, elder, on 15th March. Witnesses, James McBrek, Alexander Fern, elder, and Walter Smetoun, notary public. 91a.
171. Instrument *imperfect at beginning*, narrating an agreement (dated [] January 1577) between Andro Rynd, burgeess of Perth, and Sir Henry Blay, his son, whereby the former leased to the latter his office of the burgh clerkship of the burgh, with the profits thereof, for the space of three years from the feast of All Saints 1577, the office to be exercised by Sir Henry to the end of said period, and to be held during that time with its duties and pertinents, "and in speciale the burrow malis and xls of the be-resson [MS. *bon*]zerie and all vchous dewiteis visit and other duties of his office. Sir Henry and his substitutes shall pay yearly the sum of £20, and if he shall not be peaceably answered of the said burrow malis and xls" yearly, Rynd binds himself to deliver to him such a sum as the "burrow malis and xls of the be-resson" extend to yearly. Further, Blay binds himself well content and paid beforehand of the sum of 20 marks in part payment of the £20 due for the first year, and further, Sir Henry and his substitutes thereof, and (2) binds himself, his heirs, executors, and assignees, should he die within the five years, to refund to Sir Henry or his substitutes the money that he shall be left behind: If Sir Henry should decease, then the substitutes

* Cf. No. 32 *supra*.† Cf. No. 129 *supra*.

to be named by him shall enjoy the office during the said five years : With clause of warrandice of said tack. Both parties appoint Messrs. Johne Robertstone, Thomas Harvy and James Rolland to act them in the books of the official of St. Andrews for fulfilment of the premises. Done at Perth on [*leaf wasted*]. Witnesses to the agreement, John Criste, Alexander Ray, Walter Pypar, younger, Charles Do, Sir Malcolm Ramsay, notary public, and the notary. 91b.

172. Fragment of an Instrument apparently in favour of [] Monypenny, burgess [? of Perth], for payment of certain bolls of victual and a number of salmon. The date of October [15]43 occurs in the body of the instrument. Messrs. John [? Robertson], John Broun and others are appointed procurators to act them in the [books of the official of St. Andrews] principal for fulfilment of the premises. 92a.

173. Instrument narrating that Mariot Monypenny, daughter of the late William Monypenny, [?burgess of] Perth, and Mariot Dundas, his spouse, and Henry Maxtoun, her spouse, for his interest, acknowledged that the said Mariot Dundas has fulfilled all the points and clauses in a contract (made by Sir James Gundy, notary, and dated at Perth 3rd August 1545) entered into between them, and that they have received from her full payment of all goods, gear and sums of money which they could claim through the decease of the said William Monypenny by reason of testament, bairn's part, legacy or otherwise : They, therefore, discharge the said Mariot Dundas, her heirs, executors and assignees, of the same. Patrick Blinsele asked instruments on her behalf. Done on 12th August 1545. Witnesses, Andrew Blakwod, yr., Alexander Bunch, yr., Archibald Campbell, mair, and Charles Do. 92a.

174. Instrument (*defective*) narrating a contract of marriage (dated at Perth 2nd August 1547) between Andro Rynd, burgess of Perth, and Jonet Rynd, his daughter, on the one part, and Thomas Wilson, co-burgess of said burgh, on the other part, whereby it is agreed that the said Thomas Wilson shall marry Jonet Rynd, and that her father shall pay to him the sum of 100 merks, viz. : so much at the date hereof, so much at the completion of the marriage, and [? 50 merks] at Martinmas 1548, Ewin Rynd, baxter, burgess of Perth, being cautioner. The parties appoint Messrs. Johne Robertstone, Thomas Harwy, James Rolland, David Gall, James Tuedy and Johnne Broun their procurators to act them in the books of the official of St. Andrews principal for observing the premises. Done within the burgh of Perth on 2nd August 1547. Witnesses, Andrew Blakwod, Laurence Blakwod, Adam Blakwod and William Newing, burgesses of Perth. 92a.

[*Half of folio 93 blank.*]

175. Instrument of Sasine (*imperfect at beginning*) narrating a precept (dated at Edinburgh 29th November a.r. 7 = 1549) by Mary, Queen of Scots, narrating that she had commanded the bishop of Dunkeld, his successors and baillies, to give sasine to John Levingtoun of Saltcottis of that "particate" of land lying in the city of Dunkeld between the land of the prebendary of Capeth on the west and the land of the late Gilbert Anderson on the east, and from the highway to the Water of Tay, reserving for the boats of the city and burgesses of Dunkeld and their successors a vennel or common passage from the said highway to the Water of Tay of the space of eight feet between the said "particate" of land and Gilbert Anderson's land : In terms of which precept Mr. George Blair, sheriff-depute of Perth, gave sasine in usual form to the said John Levington. Done on the ground of said lands on [] 1549. Witnesses, Patrick Murray of Tybermure, William Murray, his brother, Edward Levingtoun and Sir Michael Greig, chaplain. 93b.

- 176 instrument of the new *assize* of *novis tenentibus*, following upon and narrating a precept of the king, granted by Archibald, Earl of Angus, dated at Aberdeen, 15th August 1547, whereby he allowed to Patrick Carnybul and John Anderson, his vassals, that part, by inheritance, David, Tery of Winton, vassal of the Earl of Winton, Tery, his father, who died [at market-cross] in a fore against the Earl, in the lands of Letenmuir, vassal of the barony of [] and Herioton of Forth, which are held of the barony of [] by service of ward and relief. Said precept given by the said John Anderson to the said David, Tery on 27th October [1548]. Witnesses to the precept, Mr. John Sandlar, provost of Roxburg, Mr. John Stewart, John, the clerk, and Hereles Guthrie, witnesses to the instrument of the new *assize*. And robbys, prior and tenants of Stone, Mr. John, Minister of Winton, David, Alexander, John, Alexander, Mercholl, John, Extraordinary, David, and [] 94a.
- 177 instrument of the new *assize* proceeding upon and narrating a precept of the king, dated at Petyshawe 12th August 1547, by George, Earl of Huntly, Constable of Scotland, granted to [John] Cochran, squire, and vassal of the Earl of John Cochran of Patoun, and to Peter Cochran, his vassal, that part, narrating that it was found by an inquest before the shire of Forth that Mr. John Hepburn of Benystoun, brother of Patrick Hepburn, bishop of Moray, died last vest and seized as of fee at the table and peace of the Queen in six oxgates of land of the lands of Gairny occupied by Robert and [] [] Ansay, lying in the barony of [] and shire of Forth, and in three oxgates of land of the James lands of the [] Ferland, in the said barony and shire of Forth, occupied by Edmund O'Mear, John Marly, John Sim, John Cook, Kenneth Palmer and others, in security and warranty of the said six oxgates, and that the bishop was lawful and lawful heir of his brother and land, which are hold of the grantor in bench farm. In terms of which precept the said John Cochran gave sasine to the bishop in usual form at the houses and on the ground of the lands separately on [] 1548. Witnesses to the precept, Thomas Charters of Kynfawnis, [] of Leten, William [] John Murra, James H[] [] [] [] Witnesses to the instrument, Mr. John Hepburn, factor of Darry [] [] Thomas Oulley, Andrew Kettray, younger, James Wilsone, Mark Auldrey, Alexander A'neith, James Hendersone, Sir William Gill, [] [] and Alexander Peblis. 94b.
- 178 instrument of *feoffment* narrating a tack by Mr. Mark [Ker]¹ whereby he leased to Sir Andrew [] and Sir Walter [] chaplain, vicar of [] *in tenentibus* *et* *habitatione* the tacks of the parish of Kynlevin pertaining to the chantry of [Dunkeld, with the lands of the same], [] the lands of Daldrine, Hiltoun, [] milne and milictoun, Hallhoill and the rectory lying at the end of the bridge of Dunkeld, [with mails, grass, mess, kye, bulis, horse food, arrages and carriages and other necessaries belonging to said rectory and vicarage, for five years after the death which was to be at Lanmas 1552, and a yearly rent of £180 Scots, to be paid at Candlemas 1552, £60 at Lanmas following and the other half of st. Andrew in Winter thereafter, and so on during the five years. With power to sublet, appoint officers, hold courts, &c. The parties also bind themselves to pay 52 merks in various sums *et* *condemno* *definit*. 95b.
- [Half of folio 97 blank.]
- 179 fragment of an instrument apparently relating to the sale or lease of a tenement by Robert [] to [] John, Winton. The name of one of the abiding proprietors is [] Andersone. Witnesses, John Robertson, John Scotis Jok and Finlay Wilson. 97a.

180. Instrument narrating that Alexander Blair, son of the late David Blair of Balgray, acknowledged that he had received from John Symson in Balgray the sum of 100 merks Scots for certain corn and cattle for the time upon the lands of Balgray, which belonged to the late William Blair, brother of the said Alexander; and that the said corn and cattle were bought for said sum by Symson from Alexander Blair, who discharged him, his heirs, executors and assignees, and obliged himself to warrant and keep him skaitless at the hands of the heirs, executors and assignees of the said William Blair. At Perth 1st December 1549. Witnesses, David Donaldsoun, John Ade, burgesses of Perth, William Broun, William Masoun and the notary. 97a.
181. Instrument¹ (*imperfect*) narrating that [John Robertstone, son of the late Robert Robertstone and] the late Violet Colt, cognosced as heir to a tenement or land, fore and back, with the yard and pertinents [lying on the north side of] South Street of the burgh of [Perth, between] the lands of Alexander Moncreiff on the [west and the lands of Margaret Qu]hitstone, relict of Robert Camp[roun, on the east], has, with consent of Sir Andro Colt, [chaplain, his curator], leased the said subjects to Alexander Robertson, burgess of Perth, and Jane Balnafis, his spouse, and the longer liver of them and their heirs, for [three years] from Whitsunday [? 1550], at a yearly rent of £5, 13s. 4d., "and thairof to the annua [M.S. torn] xl penneis zeirlic," the remainder being paid to the said [? John Robertstone] and his curator. Further, if the lessees should happen to make any needful expense during the said space upon the "beting, mending of the said land in halding of the samyn watter teycht and lokfast or vthervais being necessar," they shall remain in the land and shall enjoy the same beyond the ish of the three years till the expense incurred be paid, the same being allowed in the rent of the land: With warrandice by the said John Robertstone. Done within the burgh of Perth on [11th January] 1549-50. Witnesses, Robert Meik, Humphrey Trottar and Thomas Foulis. 97b.
182. Fragment of an Instrument, apparently a receipt in favour of Friar Alexander Thomson [? of the Carmelites of Tullylum]. Friars Alexander and Patrick are mentioned. Witnesses, [] Tod, David Stanhous, Alexander Conqueriour and others. 98a.
183. Instrument² narrating that John [Robertstone], above designed, acknowledges that he has received the sum of £13, 6s. 8d. from Blasius Colt, burgess of Perth, in contentation and gratitude for his land described in No. 181 *supra*, which he was about to lease to the said Blasius, and discharging him, his heirs, executors and assignees thereof. Done in the chamber of Sir Andrew Colt, chaplain, beyond the Turret-brig of Perth on 12th March [1549-50]. Witnesses, Alexander Wilson, John Colt, servitor, and Sir Andrew Colt, chaplain. 98a.
184. Instrument narrating that Sir Andrew Colt, chaplain, curator of John Robertstone, son and heir of the late Robert Robertstone and Violet Colt, ratified and approved the tack (dated 11th January 1549-50), No. 181 *supra*, of that land or tenement, fore and back, lying on the north side of the South Street of the burgh of Perth, between the lands of Alexander Muncreiff on the west and the lands of Margaret Quhitstone, relict of Robert Camprown, on the east. He also in name of the said John Robertstone acknowledges having received from Alexander Robertson the sum of £8, 10s. in complete payment of the three years, and discharges him, his spouse and their heirs, executors and assignees thereof. Done within the burgh of Perth on 4th May 1550. Witnesses, Mr. Alexander M^cBrek, Alexander Creichtoun in Forgundene, Stephen Annand and Peter M^cCarmis. 98a.

¹ Cf. No. 184 *infra*.² Cf. No. 187 *infra*.

185. Instrument *inter alios testatitatis formam* (not fully stated) referring to a sale of lands in the parishes of Duff and Ferentree of the lands of Duff and Ferentree, the lands of George, Robert and John [] and the lands of [] the parishes of [] and [] are also [] Messrs. John [] of the law, [] and John [] are constituted procurators of the parties and the procurators in the book of the [] of [] Andrew [] for [] out of the premises. Done by the said [] of [] Moray with the help of Perth, on [] 1549. Witnesses, [] Moray, Robert Campbell and John Campbell. 98b.
186. Last testament *inter testatitatis formam* referring to an obligat on by [] Roy, [] to Andrew [] of [] and [] James [] Heir of [] to a new indentment of the lands of Craigmounth in Parishes of [] of Moray and commendator of Scone. Dated 24th April 1547. 99a.
187. Instrument narrating that James Colt, burgess of Perth, bound himself, of his own free will, to observe and keep the three years' tack granted by [] of [] of Perth of the land underwritten, and Sir Andrew Colt, the Assessor, Robertson and Jane Paper (Balmatis), his spouse, of the parish of the South Street of Perth (Nos. 171 and 174 *supra*), and that in standing he is to take sissie of the said land in feu and to charge theiving on a resignation thereof to be made by the said John Rollock with the consent of his curator. Done in the [chamber] of Sir Andrew Colbyon [] the Turret burg of Perth on 12th March 1549/50. Witnesses, Alexander [] 99a.
188. Memorial narrating that James Hering obliged himself "nocht to [] of the [] nor to hinder other tenants above the Water [of West Duffry] from [] the moor. [] last clause in lease by the Assessor of Cupar. Anus to James Hering and others of the lands of West Duffry, dated 14th May 1549, in M.S. *Registrum Assessoris B. Mercedis Cupar*, 1539/1549, H.M. Gen. Reg. House, fol. 27. Done in [] of Cupar. Witnesses, [] [Hering] of Glasclune, John Campbell, younger, and John [] 99b.
189. Instrument narrating that at the town of Perth in the diocese of St. Andrew, on 29th January 1549/50, Mr. John Thornetoun, precentor of Moray, received in counted money to Sir Ludovic de Caranmang, lord of Noyepresse in the diocese of Montauban (Montisalbaniensis), at present captain of 100 light armed horsemen of the most Christian King of France in the kingdom of Scotland, the sum of 100 gold crowns of the sum *restitutionis oblationis* by way of a friendly loan; and that Sir Ludovic bound himself, his heirs, executors und assignees, and all his creditors in the strictest form of obligation used in such cases in the diocese *inter alios* to redeliver the said sum to Thornetoun between the rate here and 10 annis next, and in case of non-payment to pay the expense and interest, submitting himself to the jurisdiction of any secular or spiritual court for fulfilment of the premises: In faith of which Sir Ludovic has signed this present protocol with his own hand, and in consideration he required the seal of cause of the town of Perth [] to be appended. Witnesses, Bernard Commens, Vic. Francensis, his lieutenant, Francis de St. Flore, "*et infra*," Mr. Alexander Dornan, precentor of Moray, Archibald Crauford, Alexander Thornetoun, Michael Furd and the notary. (Signed "Negre Pellis.") 99b.
190. Instrument *inter alios testatitatis formam* referring to the above transaction, the said Sir Ludovic formally repeating his obligat on, and appointing Alexander de Urbinio, Francis de Graugia and others, M.S. *formam* as procurators for

¹ Cf. No. 106 *supra*.

submitting him to the necessary courts. Witnesses apparently same as preceding writ. 100a.

191. Instrument (*much obliterated*) narrating the intimation to certain persons of an assignation (dated at Scone 18th May 155-) by Patrick, bishop of Moray, commendator of Scone, and the convent thereof, to [Jonet Hepburn], daughter of Isobell Liddell, [Lady of Cragy], of £100, being the grassum for 19 years of the lands of []. There is an obligation by certain persons [? Robert Anderson and others] to pay the said sum of £100 between the date hereof and Lammas. Messrs. Thomas Hervy, John [], John Robertson, William Arthour and William Dun are constituted procurators to act the granters in the books of the official of St. Andrews principal for fulfilment of the premises. Done within the burgh of Perth on 26th May []. Witnesses, Sir Thomas Wallace, rector of Unthank, Mr. John Douglas and William Dun. 101a.
192. Another instrument relating to the intimation of a similar assignation (dated 18th May []) by Patrick, bishop of Moray, to Jonet Hepburn. There is an obligation to pay £200 between the date of the instrument and Martinmas 1551. The name of [? David] [Abi]rcrumby in Ester Gurdy occurs at the beginning of the instrument. Messrs. James M'Gill, David Bort[huk], George Strang, Thomas M'Calzean and Patrick Irland are appointed procurators to act the granters in the books of the Lords of Council for fulfilment of the premises. Done within the burgh of Dundee. Witnesses, George [], burghess of Dundee, John Cramby and William Dun. 101b.
193. Instrument (*wholly obliterated*). The name of John Ros of Cragy occurs in an interlineation on the margin and William Dun is a witness. 102a.
194. Instrument also relating to the intimation of an assignation (dated 18th [? May] 1550) by Patrick, bishop of Moray, and the convent thereof, to Jonet Hepburn. The names of [] [? of] Petfour, Walter Brisson and Thomas Chartris of Kynfawnis occur in the body of the instrument. Done in the lodging of the bishop [? within the burgh of Perth] on 22nd []. 102a.
195. Instrument (*imperfect*) narrating that Thomas Gurlay in Ballinden and William Merschell *alias* H[], cautioners for William, Lord Creichtoun of Sanquhar, oblige themselves, their heirs, executors and assignees to deliver within the burgh of Perth at their own cost to John Oliphant, burghess of Perth, the following quantities of victual, viz. :—the said Thomas Gurlay 65 bolls, 6 pecks of wheat and bear and 10(?) bolls meal, and the said William Merschell 12 bolls, 10(?) pecks of bear between the beginning of Lent (*Carnisprivii*) and Easter next; for which Lord Creichtoun acknowledges himself paid by the said John Oliphant. Dated 16th September 1549. 102a.
196. Instrument of Sasine (*imperfect*) following on a precept by the prior (*name defaced*) of the Friars Preachers (black friars) of Perth for infesting (William?) Monypenny, son and heir of the late Thomas Monypenny, in a land in Perth (*description illegible*) in terms of a charter. Alexander Lyndesay is the proprietor of one of the adjoining properties. Done on the ground of said land on [] 1547. Witnesses, William Davidsoun, Robert Donaldsoun, John Eduard, Duncan Will, John Hendersoun and John Wentoun. 102b.



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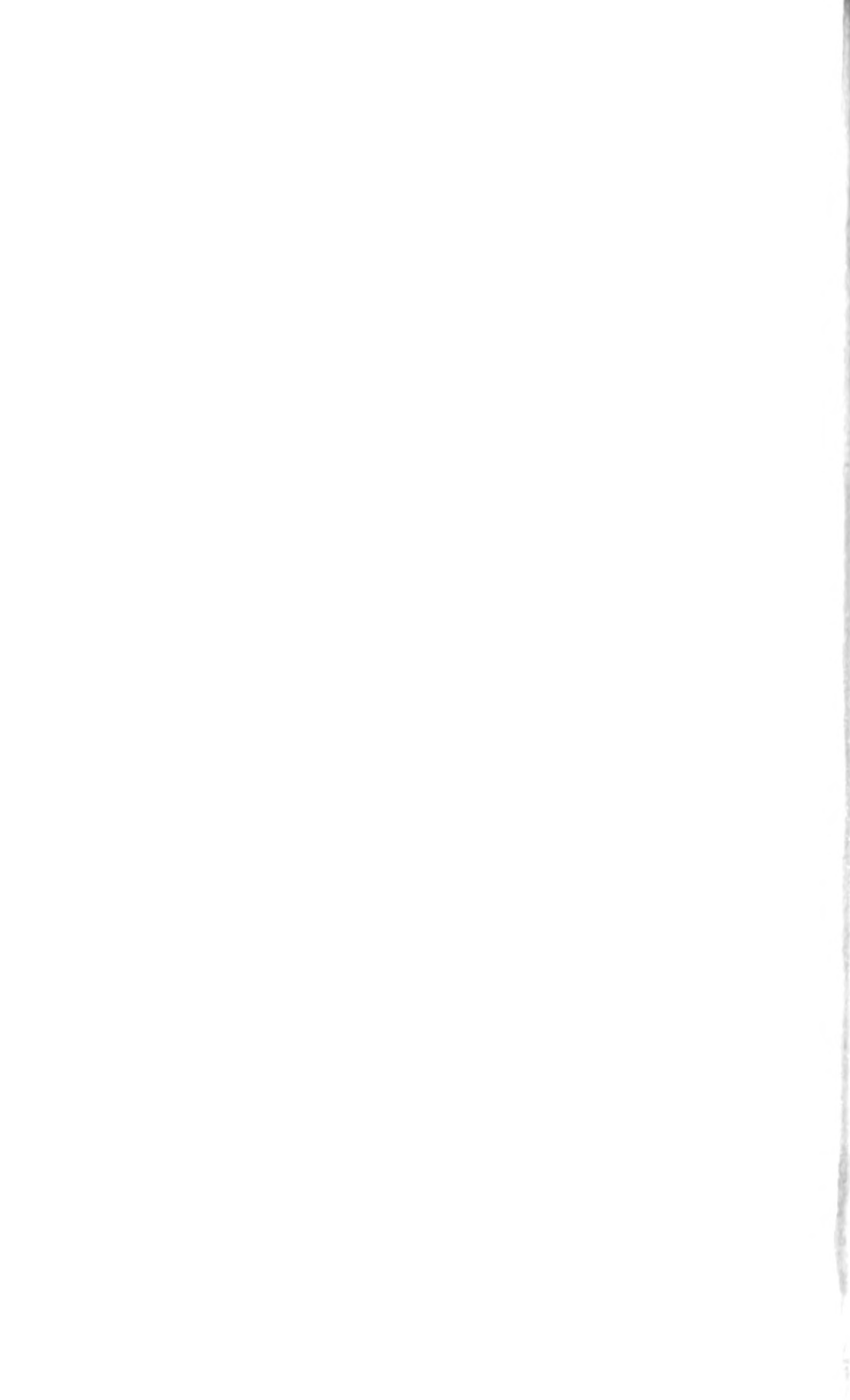
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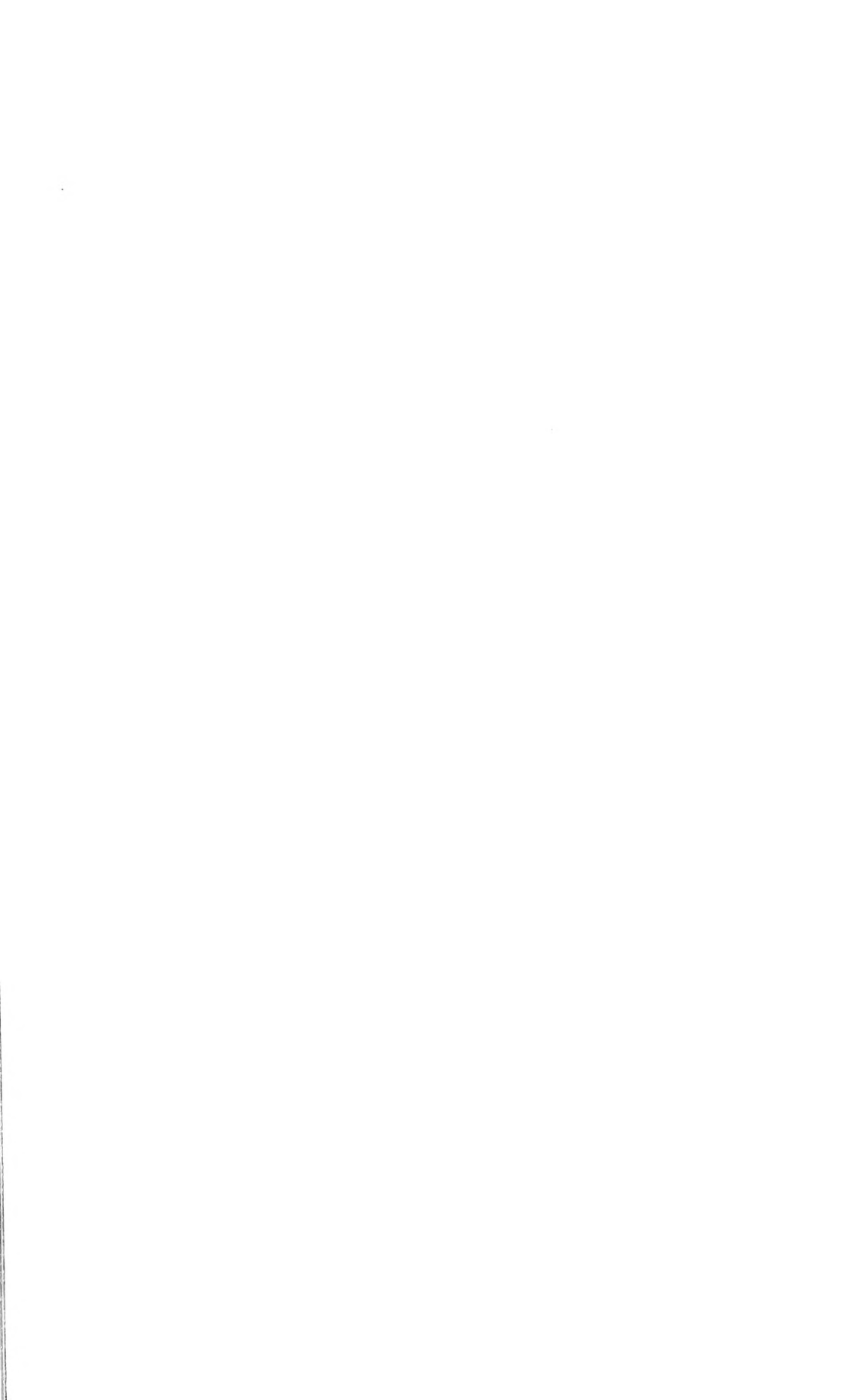
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